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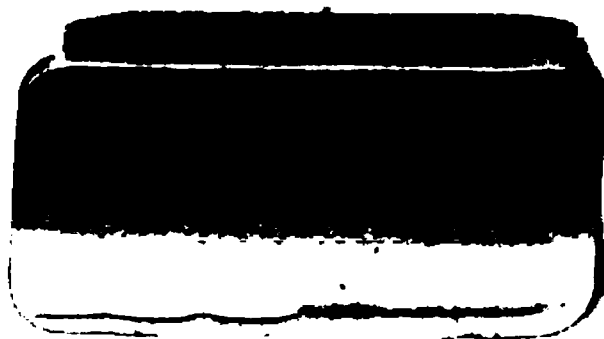
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JOURNAL

OF THE

House of Representatives

OF THE

SEVENTEENTH GENERAL ASSEMBLY

OF THE

STATE OF IOWA,

WHICH CONVENED AT THE CAPITOL, IN DES MOINES, IOWA, JAN. 14, 1878.

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1878.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 14, 1878. }

Pursuant to law, the House of Representatives of the Seventeenth General Assembly, met at 2 o'clock, p. m., and was called to order by Mr. Wilson of Polk county.

Prayer by Rev. J. R. Effinger.

On motion of Mr. Alford of Black Hawk county, James W. Logan of Black Hawk county, was chosen Chief Clerk, *pro tem*.

On motion of Mr. Hotchkiss of Davis, the roll was called by districts, and the members present presented their credentials to the Clerk, as follows:

1st District—Lee, J. D. M. Hamilton, and Jacob H. Lessenger.

2d District—Des Moines, Martin Kopp, and Walcott Seymour.

3d District—Henry, William Allen, and Jacob Kauffman.

4th District—Jefferson, John Herron.

5th District—Van Buren, O. H. P. Scott.

6th District—Wapello, W. A. Fast, and J. A. Israel.

7th District—Davis, L. D. Hotchkiss.

8th District—Monroe, R. W. Duncan.

9th District—Appanoose, S. T. Sherrard.

10th District—Lucas, Smith H. Mallory.

11th District—Wayne, Greenwood Wright.

12th District—Clarke, John Stephenson.

13th District—Decatur, J. W. Warnock.

14th District—Union, James Doty.

15th District—Ringgold, Allen Higgins.

16th District—Adams, George A. Morse.

17th District—Taylor, James P. Flick.

18th District—Montgomery, Geo. T. Ashby.

19th District—Page, Edwin B. Hoag.

20th District—Mills, John Y. Stone.

21st District—Fremont, Joseph Rhode.

22d District—Pottawattamie, George Carson, and B. F. Clayton.

23d District—Cass, Oll Coomes.

24th District—Madison, William F. Hadley.

25th District—Warren, George Wright.

26th District—Marion, John B. Elliott, and Wm. M. Stone.

- 27th District—Mahaska, Horace W. Gleason, and John R. Nichol.
28th District—Keokuk, Matthias Williams.
29th District—Washington, Benoni Parkinson.
30th District.—Louisa, G. D. Jamison.
31st District—Muscatine, F. A. J. Gray and Isaac R. Terry.
32d District—Scott, C. M. Waterman, Ernst Mueller, and Bruce T. Seaman.
33d District—Cedar, Elwood Macy.
34th District—Johnson, George Paul and Moses Bloom.
35th District—Iowa, Norman B. Holbrook.
36th District—Poweshiek, Andrew J. Wood.
37th District—Jasper, Joel W. Deweese and John C. Hiatt.
38th District—Polk, Jerre B. Tiffin and C. S. Wilson.
39th District—Dallas, William S. Russell.
40th District—Guthrie, Thomas Seeley.
41st District—Harrison, H. B. Lyman.
42d District—Boone, George W. Crooks.
43d District—Story, Frank Curtiss.
44th District—Marshall, John M. Parker.
45th District—Tama, Gamaliel Jaqua.
46th District—Benton, E. S. Johnson and John McCartney.
47th District—Linn, William Ure and Irving P. Bowdish.
48th District—Jones, Silas M. Swan.
49th District—Clinton, John A. Young.
50th District—Jackson, Justin W. Miles and Philip B. Bradley.
51st District—Dubuque, Fred. O'Donnell and F. M. Knoll.
52d District—Delaware, Joseph Chapman.
53d District—Buchanan, John Calvin.
54th District—Black Hawk, Lore Alford and Jeremiah Gay.
55th District—Grundy, George Wells.
56th District—Hardin, Edward Taylor.
57th District—Hamilton, Ira H. Tremain.
58th District—Webster, Oliver Tyson.
59th District—Woodbury, James H. Bolton.
60th District—Butler, Alvin M. Whaley.
61st District—Bremer, J. K. L. Maynard.
62d District—Fayette, Henry Rickel.
63d District—Clayton, Thos. Updegraff and Alexander Bliedung.
64th District—Allamakee, Benjamin Ratcliff.
65th District—Winnebiek, Henry A. Baker and Hiram C. Manning.
66th District—Howard, Chas. E. Brown.
67th District—Chickasaw, Wm. B. Perrin.
68th District—Mitchell, John Gammons.
69th District—Floyd, Orio H. Lyon.
70th District—Plymouth, Wm. Barrett.
71st District—Monona, Elijah Peake.
72d District—Buena Vista, L. H. Gordon.
73d District—Carroll, Orlando H. Manning.
74th District—Audubon, John H. Hallock.
75th District—Clay, Charles McAllister.
76th District—Kossuth, J. J. Wilson.
77th District—Worth, A. C. Walker.
78th District—Franklin, John H. King.

On motion of Mr. Deweese of Jasper county, Hon. Fred O'Donnell of Dubuque county, was chosen Speaker, *pro tem.*, and upon taking the chair addressed the House.

On motion of Mr. Young of Clinton, a committee consisting of five members was appointed on Credentials.

The chair announced as said committee Messrs. Young, Deweese, Paul, King, and Stone of Marion.

On motion, the chair was instructed to appoint two Messengers, whereupon, Masters Ernst O'Neil and Jas. E. Christie, were appointed Messengers, *pro tem.*

At 2 o'clock and 30 minutes, on motion of Mr. Mueller of Scott, the House adjourned until 10 o'clock, to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 15, 1878. }

House called to order by the Speaker, *pro tem.*

Prayer by Rev. D. R. Lucas.

Journal of yesterday read and approved.

Mr. Bradley, of Jackson, moved that the House elect the Committee appointed yesterday, by the chair, on Credentials.

The motion prevailed.

The Committee on Credentials submitted the following:

Your Committee on Credentials beg leave to report that they have examined the Credentials of the following gentlemen, and find them entitled to seats in this House as members, as follows:

54th District—Alfred, Lore.

3d District—Allen, William.

18th District—Ashby, George T.

65th District—Baker, Henry A.

70th District—Barrett, William.

63d District—Bliedung, Alexander.

34th District—Bloom, Moses.

59th District—Bolton, James H.

47th District—Bowdish, Irving P.

50th District—Bradley, Philip B.

66th District—Brown, Charles E.

53d District—Calvin, John.

22d District—Carson, George.

52d District—Chapman, Joseph.

22d District—Clayton, Benjamin F.

23d District—Coomes, Oll.

42d District—Crooks, George W.

43d District—Curtiss, Frank.

37th District—Deweese, Joel W.

14th District—Doty, James.

8th District—Duncan, R. W.

26th District—Elliott, John B.

6th District—Fast, Wilson A.
17th District—Flick, James P.
68th District—Gammons, John.
49th District—Gardner, Artemas A.
54th District—Gay, Jeremiah L.
27th District—Gleason, Horace W.
72d District—Gordon, L. H.
31st District—Gray, F. A. J.
24th District—Hadley, William F.
74th District—Hallock, John A.
1st District—Hamilton, J. D. M.
4th District—Heron, John.
37th District—Hiatt, John C.
15th District—Higgins, Allen.
19th District—Hoag, Edwin B.
35th District—Holbrook, Norman B.
7th District—Hotchkiss, Loyal D.
6th District—Israel, Joseph A.
30th District—Jamison, George.
45th District—Jaqua, Gamaliel.
46th District—Johnson, E. S.
3d District—Kauffman, Jacob.
78th District—King, John H.
51st District—Knoll, Frederick M.
2d District—Kopp, John M.
1st District—Lessenger, Jacob H.
41st District—Lyman, Henry B.
69th District—Lyon, Orlo H.
75th District—McAllister, Charles.
46th District—McCartney, John.
33d District—Macy, Elwood.
10th District—Mallory, Smith H.
65th District—Manning, Hiram C.
73d District—Manning, Orlando H.
61st District—Maynard, John K. L.
50th District—Miles, Justin W.
16th District—Morse, George A.
32d District—Mueller, Ernst.
27th District—Nichol, John R.
51st District—O'Brien, Dennis.
51st District—O'Donnell, Fred.
44th District—Parker, John M.
29th District—Parkinson, Benoni.
34th District—Paul, George.
71st District—Peake, Elijah.
67th District—Perrin, William B.
64th District—Ratcliff, Benjamin.
21st District—Rhode, Joseph.
62d District—Rickel, Henry.
39th District—Russell, William S.
5th District—Scott, Oliver H. P.
32d District—Seaman, Bruce T.

40th District—Seeley, Thomas.
 2d District—Seymour, Walcott.
 9th District—Sherrard, Samuel T.
 12th District—Stephenson, John.
 20th District—Stone, John Y.
 26th District—Stone, William M.
 56th District—Taylor, Edward.
 31st District—Terry, Isaac R.
 38th District—Tiffin, Jerry B.
 29th District—Tremain, Ira H.
 58th District—Tyson, Oliver.
 63d District—Updegraff, Thomas.
 47th District—Ure, William.
 77th District—Walker, A. C.
 13th District—Warnock, William S.
 32d District—Waterman, Charles M.
 55th District—Wells, George.
 60th District—Whaley, Alvin M.
 26th District—Williams, Matthias.
 38th District—Wilson, Clarence S.
 76th District—Wilson, John J.
 36th District—Wood, Andrew J.
 25th District—Wright, George.
 11th District—Wright, Greenwood.
 48th District—Yoran, Silas M.
 49th District—Young, John A.

JOHN A. YOUNG, *Chairman*.

On motion of Mr. Mueller the report of the committee was adopted.

On motion of Mr. Mueller the oath of office was administered to the Speaker, *pro tem.*, by Mr. McCartney.

The members then arose in their places, and the oath prescribed by the constitution was administered by the Speaker, *pro tem.*, and thereupon the members respectively came forward, and subscribed their names to the oath.

RESOLUTION.

Mr. Deweese offered the following resolution, which was adopted :

Resolved, That the House now proceed to the election of its officers in the same order in which said officers are named in the proceedings of the Sixteenth General Assembly.

The House then proceeded to the election of Speaker.

Mr. Stone, of Marion, nominated John Y. Stone, of Mills county.

Mr. Doty nominated Mr. Tyson, of Webster county, whereupon a vote was taken, with the following result :

Whole number of votes cast.....	100
Of which Mr. Stone, of Mills, received.....	94
Of which Mr. Tyson received.....	5
Not voting.....	1

Mr. Stone having received a majority of all the votes cast, was declared elected Speaker of the House.

On motion of Mr. Deweese, Messrs. Stone of Marion, and Wilson of Polk, conducted the Speaker elect to the Chair.

Mr Stone spoke as follows on taking the Chair.

Gentlemen of the House of Representatives:—You have just conferred upon me the high honor, and imposed upon me the great responsibility, of presiding over this body. This distinction has come in an unusual and extraordinary manner. Never before, so far as I have learned, has such an officer been elected in this State by so nearly a unanimous vote of the House. I beg you to believe that I earnestly appreciate this conspicuous and unprecedented honor, and that I am profoundly thankful for its bestowal. To those gentlemen who have, for the instant, waived the usual party observances, in order to distinguish me by a mark of personal esteem, I tender my personal appreciation of their high regard. If they have in any respect been inspired by a confidence in my future official conduct, they will heed the assurance that I am not insensible to their preference.

In the performance of the duties which you have imposed upon me, let me ask your hearty assistance and generous forbearance. Recognizing, as I trust I do, their difficult and delicate nature, I with greater trust place reliance upon you to help me in wisely discharging them.

We are assembled to assist in making or amending the laws of a great State. We have a people of the rich and the poor, the corporate and the personal, and, in a social sense, the high and the low. It ought not—it cannot—be doubted that you will seek to promote and subserve the interests of these classes, and impartially and sacredly maintain the rights of all of them. The great corporations of the State should be treated justly and fairly, while the reins of power over them should be held in an Iron hand. Resisting all aggression from wealth, undue influence, or personal greatness, we should yield nothing to unreasonable clamor or unreasonable exactions. Wealth should not, as in many cases, through fraud and inefficient official effort, it has, enjoy immunity from the tribute of taxation. Labor and poverty should not—as from the same causes they often have been—be subjected to disproportionate burdens. It will be believed that the industries of the State will be vigorously guarded by you, and that the poor and the unfortunate will not go unprotected.

Let me express the hope that when we shall have returned to our homes, those who have placed this public reliance in us, will hold the just belief that all the varied interests—great and small—of the people of this great State, have been jealously guarded and faithfully promoted.

A committee from the Senate, consisting of Senators Teale and Stoneman, reported that the Senate was organized and ready for business.

On motion of Mr. Calvin, the oath of office was administered by Mr. O'Donnell, to the Speaker.

The House then proceeded to the election of Chief Clerk.

Mr. Updegraff nominated W. V. Lucas, of Cerro Gordo, whereupon a vote was taken with the following result:

Whole number of votes cast.....	91
Mr. W. V. Lucas received.....	91

Mr. Stone moved that a committee of three be appointed to wait upon the Senate and inform that body that the House is now organized and ready to proceed to business. Motion prevailed.

The Speaker then appointed as said committee, Messrs. Stone, Bradley, and Kauffman.

RESOLUTION.

Mr. Stone then offered the following resolution, which was adopted:

Resolved, That a committee of three be appointed on the part of the House to act with a similar committee on the part of the Senate to notify His Excellency, the Governor, that the General Assembly is duly organized and ready to proceed to business.

The Speaker appointed as said committee, Messrs. Deweese, O'Donnell, and Hallock.

The House then proceeded to the election of First Assistant Clerk.

Mr. Ure nominated Ben. Van Steinburg, of Jackson county, whereupon a vote was taken with the following result:

Whole number of votes cast.....	95
Mr. Van Steinburg received.....	95

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolutions, in which the concurrence of the House is asked:

Concurrent resolution appointing John McGarragh, as mail carrier, and appointing Wednesday, the 16th inst., at 10:30, A. M., for canvassing the votes for Governor and Lieut.-Governor.

J. A. T. HULL, *Secretary*.

The House then proceeded to the election of Second Assistant Clerk.

Mr. Coomes of Cass county, nominated T. J. Reigart of Jasper county, whereupon a vote was taken with the following result:

Whole number of votes cast.....	89
T. J. Reigart received.....	89

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House Resolution for a joint committee to inform the Governor of the organization of the two Houses, and has appointed Senators Dows, Woolson and McCoid, as such committee on the part of the Senate.

J. A. T. Hull, *Secretary*.

The House then proceeded to the election of Enrolling Clerk.

Mr. Gleason nominated Mrs. M. A. Norris, of Mahaska county; Mr.

O'Brien nominated Mrs. Sallie Van Pelt, of Dubuque, whereupon a vote was taken with the following result:

Whole number of votes cast.....	97
Mrs. Norris received.....	70
Mrs. Van Pelt.....	27

MESSAGE FROM THE GOVERNOR.

W. H. Fleming, Private Secretary, appeared and announced a message from His Excellency, the Governor, which was received and placed on file.

The House then proceeded to the election of Engrossing Clerk.

Mr. Parker nominated Miss Addie P. Gaston, of Benton county, whereupon a ballot was taken with the following result:

Whole number of votes cast.....	96
Miss Gaston received.....	96

The House then proceeded to the election of Sergeant-at-Arms.

Mr. Allen nominated L. F. Mullen of Cass county, whereupon a ballot was taken with the following result:

Whole number of votes cast.....	82
L. F. Mullen received.....	82

The House then proceeded to the election of Door-Keeper.

Mr. Tremain nominated George D. Rose, of Polk county, whereupon a ballot was taken, which resulted as follows:

Whole number of votes cast	86
George D. Rose received.....	86

RESOLUTIONS.

Mr. Stone offered the following resolution, which was adopted:

Resolved, That A. J. Virden be appointed Janitor and J. F. Morse Assistant Janitor of the House.

Mr. Kauffman offered the following resolution, which was adopted:

Resolved by the House, the Senate concurring, That Miss Alice C. Coffin be selected as Postmistress, and Miss Louise Rehkopf Assistant Postmistress of this General Assembly.

Mr. Wilson, of Polk, moved to take up the Senate's message in relation to Mail Carriers.

The motion prevailed, and the resolution was read and adopted.

Mr. Elliott offered the following resolution, which was adopted:

Resolved, That the Rules of the House of Representatives of the Sixteenth General Assembly be adopted as the rules of this House until otherwise ordered.

Mr. Updegraff offered the following resolution, which was adopted:

Resolved, That a committee of five be appointed for the examination and revision of the rules of this House, and also to examine and revise the list of standing committees.

Mr. O'Donnell offered the following resolution, which was adopted:

Resolved by the House, the Senate concurring, That the House

will meet the Senate, in this hall, in joint convention, for the purpose of canvassing the vote for Governor and Lieutenant-Governor, on Wednesday, January 16, at 10 o'clock, A. M.

Mr. Stone offered the following resolution :

Be it resolved by the Senate and House of Representatives of the State of Iowa, That the act of Congress demonetizing the silver dollar was procured without any demand having been made therefor by the people, and was a measure for the benefit of capitalists and speculators in gold, injuriously affecting the industrial and commercial interests of the country ; and said act, by withdrawing an important factor of the circulating medium, has largely contributed to our present financial difficulties.

2. That silver, being an American product, and as much of the nation's wealth exists in its silver mines, the unrestricted coinage of this metal into legal tender money would open a wide and highly remunerative field for American enterprise ; and by making the standard silver dollar a full legal tender for all debts, public and private, a permanent and much needed addition to our national currency would be supplied.

3. That the strictest observance of national faith does not require that the government bond holders should receive payment otherwise than according to the express terms of the bonds, and the laws under which they were issued.

4. That the legal tender notes of the United States constitute the most convenient and substantial paper circulation that has yet been devised, and said notes being now nearly at par with gold, no necessity for their retirement or redemption exists, and any further contraction thereof, under any pretence, or for any purpose whatever, would tend to increase our financial embarrassments, and still further oppress the material interests of the country.

5. That while the convertibility of our paper circulation into coin, at the will of the holder, is a result that should not be abandoned or lost sight of, resumption in the absence of silver as one of the means therefor is impossible ; and resumption should not be attempted until the silver dollar is restored as a standard of value with gold, and the nation's industries are fully prepared for its consummation.

6. That the judgment of the American people and the soundest principles of public economy alike demand that the financial policy of the Federal Government should be adjusted upon the principles of the foregoing propositions, and by such policy renewed vigor will be imparted to individual and public enterprise, financial confidence restored, and our rapid tendency toward bankruptcy and ruin effectually arrested.

7. That our Senators are hereby instructed and our Representatives requested, by their votes in Congress, to maintain the principles announced in the foregoing resolutions.

Mr. Morse moved that the House adjourn until 2 o'clock, P. M.

The motion prevailed, and the House adjourned.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

UNFINISHED BUSINESS.

The resolution of Mr. Stone was taken up, and on motion of Mr. Updegraff, the same was referred to the Committee on Federal Relations, to be hereafter appointed, and ordered printed.

The motion prevailed.

Mr. Mallory offered the following resolutions, which were read and referred to Committee on Federal Relations, to be appointed hereafter.

WHEREAS, The demonetization of silver by Congress, was uncalled for, and against the interests of the people of the United States; and,

WHEREAS, The effect of said act has been to decrease the value of silver and increase the value of gold, thereby decreasing all values, as compared with gold; and,

WHEREAS, The demonetization of silver has materially reduced the demand therefor, therefore reducing its value; and,

WHEREAS, All laws passed by Congress authorizing the issue of bonds, made said bonds payable in legal tenders, or coin of the standard prior to the year 1873; therefore, be it

Resolved by the General Assembly of the State of Iowa:

First.—That justice to all, demands the restoration by Congress of the double standard by the restoration of the silver dollar of four hundred and twelve and a half grains.

Second.—That this is a gold and silver producing country, and that the prosperity of the country depends upon the restoration of the silver dollar as the unit of value.

Third.—That our Representatives and Senators in Congress be requested and instructed to use all honorable means to repeal the act demonetizing silver, that it may be restored to its original value with gold, a legal tender for all debts, public and private, to the end that we may be relieved from the financial depression now existing, and to a great extent produced by the adoption of the single standard.

Mr. Hotchkiss offered the following resolution, which was referred to the Committee on Federal Relations, hereafter to be appointed.

WHEREAS, The time has come when the Representatives of so great an agricultural State as Iowa should express their sentiments and convictions upon the financial system of the General Government; and,

WHEREAS, This nation was founded upon the idea, "Republican equality the corner-stone; the basis of its political economy, the greatest good to the greatest number." Any theory of finance therefore in conflict with these principles cannot be adapted to the use of a free people; and,

WHEREAS, It is evident that the system of finance under which we are struggling is essentially that of Great Britain, and while it may be

admirably adapted to monarchical principle, which seeks to concentrate all power and wealth in the hands of the few, it is inimical to democratic principles, the object of which is to diffuse wealth, knowledge and power among the masses; and,

WHEREAS, Owing to this anti-republican system we are entering upon the second century of our national life under circumstances evoking the gravest apprehensions. The great producing classes stand—the agriculturists upon the one hand, and the manufacturers and miners upon the other—paying tribute to an intermediate class, who traffic in money; and,

WHEREAS, The exchange of commodities by and between the great producing classes is subjected, by the avarice of the money-vending class, to a system of interest, tolls, commissions and discounts, which not only absorbs all profits, but incumbers by mortgages, interest, farms, factories, and mines. So grievous has this system become, that we behold immense fortunes accumulating about the few, while pauperism is expanding with alarming rapidity among the many; and,

WHEREAS, It is clear that if these adverse tendencies are not arrested, if the autocratic system we have borrowed from a monarchy is not supplanted by one more congenial to free institutions, the decline of the republic must be rapid, and its fate as ignoble as its rise has been heroic and glorious.

Deeply impressed by these solemn convictions, the duty we owe to our constituents, and to ourselves and our posterity, is plain; therefore, be it

Resolved, by the General Assembly of the State of Iowa:

First.—That we urge upon our Senators and Representatives in Congress the immediate remonetization of silver; and that the coinage be free and unlimited as that of gold, and a legal tender for all debts.

Second.—That our Senators and Representatives in Congress be requested and instructed to use all honorable means to secure the prompt and unconditional repeal of the act of Congress, known as the resumption act; that the notes issued by the general government and known as legal tender notes, may be retained and not destroyed as the resumption act demands, to the end that confidence in the business and resources of the country be restored.

Third.—And, as a matter of justice to all, and in evidence to true Republican institutions, we declare against the issuing of any more non-taxable bonds, and in favor of recalling those already issued as soon as possible, so that the burden of taxation may fall equally upon money invested in bonds as in land.

Mr. Tyson offered the following resolution, which was read and referred to Committee on Federal Relations, to be hereafter appointed:

Resolved, by the House of Representatives and Senate of Iowa, In legislative session assembled, that we request our Representatives in Congress to vote for the immediate and unconditional repeal of the resumption act, the abolition of national banks, and the issue of full legal tender paper money by the government; we also request them to vote for the full restoration and unlimited coinage of the silver dollar of 412½ grains, as the unit value in the United States, and a legal tender for all debts, public and private.

Mr. Parker offered the following resolution, which was read and referred to Committee on Federal Relations, to be hereafter appointed;

WHEREAS, The Republican party of the State of Iowa, in its platform of 1877, declared that "The silver dollar having been the legal unit since the foundation of the Federal Government, until 1875, the law under which its coinage was suspended should be repealed at the earliest possible day, and silver made with gold a legal tender for the payment of all debts, both public and private;" and,

WHEREAS, By the act entitled an act to strengthen the public credit, passed March 18, 1869, it was declared that the faith of the United States was thereby solemnly pledged to the payment in coin, or its equivalent, of all the interest bearing obligations of the United States, except in cases where, by the terms of the law and the contract, such obligations might be paid in lawful money or currency other than gold and silver; and,

WHEREAS, All bonds of the United States issued under and by virtue of the act authorizing the refunding of the national debt, approved July 14, 1870, were by the terms of said act declared to be redeemable in coin of the present standard value, and at which date the coin of the United States of standard value included the silver dollar of 412½ grains according to the act of 1837; therefore, be it

Resolved by the House of Representatives of the State of Iowa, the Senate concurring therein, That all bonds of the United States authorized to be issued under the said acts of Congress mentioned herein, are payable, principal and interest, at the option of the Government of the United States, in silver dollars of the coinage of the United States, containing 412½ grains each, of standard silver; and to restore to its coinage such silver coin as a legal tender in payment of said bonds, principal and interest, is not in violation of the public faith, nor in derogation of the rights of public creditors.

Mr. Bradley moved that all resolutions relating to finances be referred to the Committee on Federal Relations.

The motion prevailed.

On motion of Mr. Hiatt, the house then took up the Senate message relative to canvassing the votes for Governor and Lieutenant-Governor.

The message was read and adopted.

Mr. Allen offered the following resolution, which was read and adopted:

Resolved, That a committee of five be appointed by the Speaker to estimate the amount of mileage due each member, and report the same to this house at their earliest convenience.

On the revision of rules and standing committees the Speaker announced the following named members: Messrs. Updegraff, Stone, O'Donnell, Hoag, and Bradley.

Mr. Hotchkiss offered the following resolution:

Resolved, That the Speaker of the house appoint one Janitor, four Messengers, and two Paper Folders.

Mr. Ure moved to amend as follows:

Resolved by the House of Representatives, That the Speaker be, and is hereby, authorized to employ four Paper Folders and eight Messengers.

Mr. King moved to amend the amendment, as follows: To strike out "eight" messengers, and insert "six."

The motion prevailed.

The question recurring on the adoption of the amendment as amended; Mr. Updegraff moved to reconsider the vote by which the amendment to the amendment was adopted.

The motion prevailed.

Mr. Alford moved to reconsider the vote by which the amendment was adopted.

The motion prevailed.

Mr. Hiatt moved to lay the resolution on the table.

Mr. Hotchkiss demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Barrett, Calvin, Hiatt, Jaqua, Lyman, Mallory, Morse, Perrin, Ratcliff, Seeley, Whaley, and Wood—12.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffmann, King, Knoll, Kopp, Lessenger, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard Miles, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—88.

So the motion to lay on the table did not prevail.

Leave was granted Mr. King to withdraw his amendment.

Mr. King moved to amend the amendment by striking out "eight," and inserting "six."

Mr. Stone offered the following substitute to the amendment, which was adopted:

Resolved, That the Speaker be directed to appoint six messengers and four paper folders, one janitor and one assistant janitor.

The question recurring on the resolution as amended, was adopted.

Mr. Hamilton offered the following resolution, which, on motion of Mr. Hotchkiss, was indefinitely postponed:

Resolved, That the Speaker be and is hereby instructed to appoint an Assistant Sergeant-at-Arms, and also an Assistant Door-keeper, for this term of the General Assembly.

Mr Stone moved to take from the Speaker's table the communication from the Governor.

The motion prevailed.

Pending the reading, on motion of Mr. Alford, the reading was dispensed with, and the communication ordered printed.

On motion of Mr. Stone, the House adjourned until 10 o'clock tomorrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 16, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. W. A. Kane.

Mr. Wood moved the reading of the Journal be dispensed with.

Motion did not prevail.

Journal of yesterday read and approved.

Mr. Peake moved that Mr. Lyon be appointed Teller on the part of the House to canvass the votes for Governor and Lieutenant-Governor.

Motion prevailed.

RESOLUTION.

Mr. Wilson of Polk offered the following, which was adopted :

Be it resolved by the House, the Senate concurring, That a committee of three from the House and three from the Senate be appointed to arrange for the inauguration of the Governor elect and Lieutenant-Governor elect.

Mr. Deweese moved that a committee of two be appointed to notify the Senate that the House is ready to receive them in joint convention to canvass votes for Governor and Lieutenant-Governor.

The motion prevailed, and the Speaker appointed as said committee Messrs. Deweese and Knoll.

MESSAGE FROM THE SENATE.

The following message was received from the Senate :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked :

Concurrent Resolution relative to appointment of joint committee for inauguration ceremonies, and has appointed Senators Dows, Webb and Wilson on the part of the Senate.

Also, that the Senate has concurred in House Resolution relative to Postmaster and Assistant Postmaster of this General Assembly.

J. A. T. HULL, *Secretary*.

Mr. Mallory moved that the House take a recess of ten minutes.

The motion prevailed.

The House called to order at 10:30, A. M.

The Sergeant-at-Arms announced the honorable Senate, who took seats assigned them.

Lieutenant-Governor Rothert, President, *pro tem.*, on part of the Senate, appointed Senator Hartsborn as teller.

The Speaker appointed as teller on part of the House Mr. Lyon.

Senator Dows moved that Senator Russell be appointed as assistant teller on part of the Senate.

The motion prevailed.

Mr. Ure moved that Mr. Calvin be appointed as assistant teller on the part of the House.

The motion prevailed.

The returns from Chickasaw county not being properly attested, on motion of Senator Hartshorn, the votes were counted.

The returns from Emmet county not being properly attested, on motion of Mr. Wright, of Warren county, the vote was counted.

Mr. Gleason moved that the joint convention now take a recess until 2 o'clock, P. M.

The motion prevailed, and the convention took a recess.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

Joint convention called to order by Lieutenant-Governor Rothert.

In the returns from Buchanan county it appeared that there was an excess of votes polled over the actual number of voters, in two precincts of the county.

Upon motion of Senator Harmon, the vote was counted according to the returns of the Board of Supervisors of said county.

The returns from Marshall county not being properly attested, on motion of Mr. Parker the same were received and the votes counted.

The returns from Mitchell county not being properly attested, on motion of Mr. Ure, the same were received and the votes counted.

The returns from Poweshiek county not being properly attested, it was moved by Mr. Wood that the same be received and the votes counted.

The motion prevailed.

The president then announced the following as the result of the canvass :

FOR GOVERNOR :

Whole number of votes cast.....	245,745
Of which John H. Gear received.....	121,516
Of which John P. Irish received.....	78,995
Of which Daniel Stubbs received.....	34,347
Of which Elias Jessup received.....	10,545
Of which there were scattering.....	124

FOR LIEUTENANT-GOVERNOR :

Whole number of votes cast.....	246,233
Of which Frank T. Campbell received.....	133,824
Of which W. C. James received.....	80,994
Of which A. Macready received.....	32,205
Of which there were scattering.....	307

And declared John H. Gear elected Governor, and Frank T. Campbell elected Lieutenant-Governor of the State of Iowa for the term of two years from the second Monday in January, A. D., 1878, and until their successors are elected and qualified; and the following certificates were signed in the presence of the joint convention :

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 16, 1878. }

This is to certify, that upon a canvass in Joint Convention of the two Houses of the General Assembly of the State of Iowa, of the votes cast at the October election, A. D., 1877, for the office of Governor of the State of Iowa, it appeared that John H. Gear received the highest number of votes cast at said election, for said office, and was therefore declared duly elected to said office for the term of two years, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 16th day of January, A. D., 1878.

HENRY M. ROTHERT,
Lt.-Governor and President of the Senate.
JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST :

E. J. HARTSHORN,
Teller of the Senate.
O. H. LYON,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 16, 1878. }

This is to certify, that upon a canvass in Joint Convention, of the two Houses of the General Assembly of the State of Iowa, of the votes cast at the October election, A. D., 1877, for the office of Lieutenant-Governor, of the State of Iowa, it appeared that Frank T. Campbell received a majority of all the votes cast at said election, for said office, and was therefore declared duly elected to said office for the term of two years, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 16th day of January, A. D., 1878.

HENRY M. ROTHERT,
Lt.-Governor and President, of the Senate.
JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST:

E. J. HARTSHORN,
Teller of the Senate.
O. H. LYON,
Teller of the House of Representatives.

Mr. McCartney moved that a committee of five be appointed to notify the Governor and Lieutenant-Governor elect of their election.

The motion prevailed.

Lieutenant-Governor Rothert appointed Messrs. McCartney, Hoag and Fast, and Senators McCoid and Ham, such committee.

Senator Stone moved that the Joint Convention do now dissolve.

The motion prevailed.

The House was called to order by the Speaker, and Mr. Deweese moved to take up Senate Messages.

The motion prevailed.

The Senate Message relating to the inauguration ceremonies was taken up and adopted.

The Speaker appointed Messrs. Wilson of Polk, Brown and Bliedung, on part of the House.

The Committee on Inauguration reported as follows:

The Committee on Inauguration report that the inauguration ceremonies will take place at 2:30, P. M., at Lewis' Opera House. Admission will be by ticket, to each member of the General Assembly.

C. S. WILSON,	} Committee.
M. BLOOM,	
A. BLIEDUNG,	

Mr. Stone moved to reconsider the vote by which the House adopted the resolution appointing Janitor and Assistant Janitor.

The motion prevailed.

Mr. Stone moved to lay the resolution on the table.

The motion prevailed.

The Speaker appointed the following:

Messengers—Willie Ure, of Linn county; Morris Chapman, of Delaware county; Harry Blackburn, of Polk county; Ernie O'Neil, of Polk county.

Paper Folders—Mrs. Alfred Lyon, of Polk county; Miss Jennie E. Arnold, of Polk County; Miss Nelia Case, of Bremer county.

RESOLUTION.

Leave was granted Mr. Allen to offer the following resolution, which was adopted:

WHEREAS, There is a sufficient amount of stationery in the office of the Secretary of State which should be sold; therefore,

Be it resolved by the House of Representatives, That the Secretary be authorized to sell to the members of the House of Representatives any stationery now in his office, at the same price paid for the same, and the proceeds of such sales to be paid into the State Treasury.

Leave was granted Mr. Chapman to offer the following resolution, which was adopted:

WHEREAS, There is no law authorizing the Secretary of State to furnish the members of the Seventeenth General Assembly of the State of Iowa with the Code and Session Laws; therefore, be it

Resolved by the House of Representatives of the State of Iowa, That the Secretary of State be authorized and empowered to furnish each member of said House with the Code of Iowa and the Session Laws of the Fifteenth and Sixteenth General Assembly.

The Speaker appointed as Janitor of the House R. C. White, of Mills county, and as Assistant Janitor, J. F. Morse, of Poweshiek county.

On motion of Mr. Chapman, the House adjourned until 10 o'clock, A. M., to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 17, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. T. F. Houts.

Journal of yesterday read and approved.

The Speaker announced as Committee on Mileage, Messrs. Allen, Gordon, Israel, Hiatt, and Wilson, of Kossuth.

INTRODUCTION OF BILLS.

Mr. O'Donnell introduced House File No. 1, a bill for an act to authorize cities and towns to procure the right of way over railroad bridges across the Mississippi and Missouri rivers.

Read first and second time, passed on file, and ordered printed.

Mr. O'Donnell introduced House File No. 2, a bill for an act to make silver coins a legal tender for the payment of debts in the State of Iowa.

Read first and second time, passed on file, and ordered printed.

Mr. Hotchkiss introduced House File No. 3, a bill for an act to provide for the recovery of deposits and debts from officers, agents, and managers of banking institutions, &c., &c.

Read first and second time, passed on file, and ordered printed.

Message from the Governor through his Private Secretary, relative to pardons.

Received, passed on file, and ordered printed.

Mr. Miles introduced House File No. 4, a bill for an act to amend chapter 9 of the Code of 1873, in relation to fugitives from justice.

Read first and second time, and ordered printed.

Mr. Rickel introduced House File No. 5, a bill for an act to amend section 3829, chapter 3, title 23 of the Code, regulating the fees of attorneys in certain cases.

Read first and second time, passed on file, and ordered printed.

Mr. Alford introduced House File No. 6, a bill for an act to repeal sections 231, 2761 and 2771, and to enact substitutes therefor.

Read first and second time, passed on file, and ordered printed.

Mr. Jaqua introduced House File No. 7, a bill for an act to amend section 1495 of chapter 4, relating to partition fences.

Read first and second time, passed on file, and ordered printed.

Mr. Parker introduced House File No. 8, a bill for an act to amend section 532 of the Code.

Read first and second time, passed on file, and ordered printed.

Mr. Russell introduced House File No. 9, a bill for an act to amend chapter 5, title 13 of the Code of 1873.

Read first and second time, passed on file, and ordered printed.

Mr. Parker introduced House File No. 10, a bill for an act to amend section 518 of the Code.

Read first and second time, passed on file, and ordered printed.

Mr. Parker introduced House File No. 11, a bill for an act to amend section 535 of the Code.

Read first and second time, passed on file, and ordered printed.

Mr. Parker introduced House File No. 12, a bill for an act to confer exclusive jurisdiction upon Justices of the Peace in certain cases, etc.

Read first and second time, passed on file, and ordered printed.

Mr. Rickel introduced House File No. 13, a bill for an act to amend section 3811, chapter 3, title 32 of the Code regulating fees of Jurors.

Read first and second time, passed on file, and ordered printed.

RESOLUTIONS.

The following resolution was offered by Mr. Jaqua, and the same was adopted:

Resolved, That smoking be prohibited in the Hall of this House, and in the Post-office; the Sergeant-at-Arms is hereby requested to enforce strict compliance with this resolution during the rest of this session.

Mr. Rhodes offered the following resolution, which was referred to the Committee on Federal Relations, to be hereafter appointed:

WHEREAS, The present financial condition of the country demands speedy and appropriate legislation on the subject; therefore,

Be it resolved by the General Assembly of the State of Iowa:

First.—That our Senators in Congress be instructed, and our Representatives requested to use their best endeavors to secure the enactment of such laws as will speedily remonetize silver, and repeal the act, known as the Specie Resumption Act.

Second.—That the Secretary of State be instructed to furnish a copy of these resolutions to each of our Senators and Representatives in Congress.

Mr. Elliott offered the following resolution, which was adopted:

Resolved, That a committee of three be appointed, of which Mr. Wilson, of Polk, shall be chairman, to confer with the clergymen of this city, and make such arrangements as they may deem proper to secure the services of a chaplain to officiate at the opening sessions of this House, and report as soon as convenient.

Mr. Hamilton offered the following resolution, which was adopted:

Resolved by the House of Representatives, the Senate concurring, That our Senators and Representatives in Congress be, and are hereby, instructed to use their influence to repeal the bankrupt act of March 2, 1867, and amendments thereto; or to secure such modification thereof as will place the administration of the same in the State courts of the several States.

The Speaker appointed on the resolution of Mr. Elliott, Messrs. Wilson of Polk, Elliott, and Brown.

Mr. Brown offered the following resolution, which was adopted:

Resolved, That the Committee on Constitutional Amendments be, and are hereby, instructed to report joint resolutions to amend section 11, article 1 of the constitution, so as to obviate the constitutional objection to the abolition of the grand jury system.

Mr. Mallory offered the following resolution:

WHEREAS, The general depression in business and financial distress now existing throughout the State demands the utmost economy in the expenditures in all departments of our State government, therefore

Be it resolved by the General Assembly of the State of Iowa,

That proposals should be invited for the execution of the State printing and binding, and the same awarded to the lowest responsible bidder.

That a committee of three, two from the House and one from the Senate, be appointed, and the election of State Printer and State Binder be deferred until said committee can investigate the amount of work done and cost thereof during the last fiscal term, and report upon the same; and if deemed advisable, prepare and present a bill to change the present law, adopting in its stead a law requiring the printing and binding to be done by contract.

Mr. Alford moved to lay the resolution on the table.

Mr. Mallory then demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Fast, Flick, Gammons, Gardner, Gay, Gleason, Hadley, Hiatt, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Miles, Parker, Peake, Perrin, Seaman, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wood, Wright of Warren, and Yoran—43.

The nays were:

Messrs. Ashby, Bloom, Bowdish, Bradley, Crooks, Deweese, Doty, Duncan, Elliott, Gordon, Gray, Hallock, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Knoll, Lessenger, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tremain, Tyson, Warnock, Williams, Wilson of Kossuth, Wright of Wayne, Young, and Mr. Speaker—54.

Absent or not voting:

Messrs. Jaqua, Stone, and Tiffin—3.

So the motion to lay on the table did not prevail.

Mr. Mueller moved to refer the resolution to the Committee on Printing.

The motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

Providing for a Joint Convention at 11:30, for the purpose of inauguration of the Governor and Lieutenant-Governor elect.

J. A. T. HULL, *Secretary*.

Mr. Deweese offered the following resolution:

Resolved, That on the assembling of this House at 10 o'clock, A. M., January 18, 1878, the Speaker be, and he is hereby, requested and authorized to adjourn the same until 2:30 o'clock, P. M., January 21, 1878.

Mr. King offered the following amendment, which was adopted:

Move to amend resolution by striking out half-past 2 o'clock, Monday, and inserting 10 o'clock, Tuesday.

On the adoption of the resolution as amended, Mr. Bradley demanded the yeas and nays, which were as follows :

The yeas were :

Messrs. Alford, Calvin, Carson, Coomes, Curtiss, Deweese, Gay, Gleason, Gordon, Holbrook, Johnson, King, Lyman, Miles, Mueller, Nichol, O'Donnell, Parker, Paul, Peake, Perrin, Rickel, Seaman, Seeley, Ure, Waterman, Wells, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—33.

The nays were :

Messrs. Aller, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Chapman, Clayton, Crooks, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Kauffman, Knoll, Kopp, Lessenger, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, O'Brien, Parkinson, Ratcliff, Rhode, Russell, Scott, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—66.

Absent or not voting :

Mr. Stone of Marion—1.

So the resolution did not prevail.

Mr. Wood offered the following resolution, which was adopted :

Resolved, That when this House adjourn to-morrow it be until Tuesday, the 22d inst., at 2 o'clock, P. M.

Mr. Mueller offered the following resolution, which was adopted :

Resolved, That the members of this House of Representatives be required to report in writing to the Committee on Mileage the number of miles which they have traveled by the nearest traveled route to reach the Capital.

MESSAGES AND COMMUNICATIONS ON THE SPEAKER'S TABLE.

Communication from his Excellency the Governor, Joshua G. Newbold, relative to pardons and commutations, was taken from the table and ordered printed.

On motion of Mr. Wilson, of Polk, Senate messages were taken up.

Concurrent Resolution relative to joint convention for inauguration ceremonies was lost.

Mr. O'Donnell moved to reconsider the vote by which the resolution was lost.

Motion prevailed.

The resolution was then adopted.

Mr. Ure moved that the House take a recess of five minutes.

The motion prevailed.

The Speaker called the House to order.

Mr. Wilson, of Polk, moved that the Speaker appoint a committee of two to inform the Senate that the House is ready to receive them in joint convention.

Motion prevailed, and the Speaker appointed Messrs. Wilson, of Polk, and Duncan such committee.

The committee reported that they had performed their duty.

The Sergeant-at-Arms announced the honorable Senate, who entered the House and took seats assigned them.

Lieutenant-Governor Rothert stated that, pursuant to law and joint resolution, the joint convention was duly assembled to attend to inaugurating the Governor and Lieutenant-Governor elect.

Senator Larrabee moved that the joint convention take a recess until 2 o'clock, P. M., to meet at Lewis' Opera House.

The motion prevailed.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

INAUGURATION CEREMONIES.

The Joint Convention was called to order by Lieutenant-Governor Rothert, who stated the object of the convention to be for the purpose of the inauguration of the Governor and Lieutenant-Governor elect.

Prayer was offered by the Rev. H. H. Oneal.

1st. Music by the Reunion Brigade Band—The Serenade.

The oath of office was then administered to the Governor elect, John H. Gear, and to the Lieutenant-Governor elect, Frank T. Campbell, by the Hon. Judge J. H. Rothrock.

2d. Music—Yankee Doodle.

Mr. O'Donnell moved to take a recess, and meet again immediately in the House of Representatives.

The motion prevailed.

4 O'CLOCK P. M.

Joint Convention called to order by Lieutenant-Governor Rothert, and, on motion of Senator Bestow, the Convention was dissolved.

Mr. Stone moved that all members who desired, be excused until Tuesday at 10 o'clock, A. M.

The motion prevailed.

Mr. Jaqua moved to reconsider the vote by which the resolution was passed relative to adjournment.

The motion prevailed.

Mr. Stone moved to strike out of the resolution "Monday, 2 o'clock," and insert "Tuesday, 10 o'clock."

The motion prevailed.

The Speaker announced Julius Smith, of Scott county, as additional Messenger.

On motion of Mr. Young, the House adjourned until 10 o'clock tomorrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 18, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. W. W. Thorpe.

On motion of Mr. Bradley, the reading of the minutes of yesterday was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

Concurrent Resolution relative to printing 1,000 copies of the rules, etc., for the use of this General Assembly. Resolution herewith transmitted.

J. A. T. HULL, *Secretary*.

REPORT OF COMMITTEE.

Mr. Updegraff submitted the report of the Committee on revision of the Rules and Standing Committees, which was read and adopted:

To the Honorable House of Representatives of the State of Iowa:

Your committee appointed to report upon the revision of the rules and standing committees of the House, respectfully submit the following report:

We recommend the adoption of the rules governing the Sixteenth General Assembly, as they stood at its final adjournment.

We also recommend the appointment of the following Standing Committees, to consist of such number as the Speaker shall deem advisable:

Ways and Means, and Appropriations.

Judiciary.

Railroads.

Schools.

Agriculture.

Public Buildings.

Federal Relations.

Constitutional Amendments.

State University.

Claims.

Military Affairs.

Enrolled Bills.

Engrossed Bills.

Library.

Compensation of Public Officers.

Banks and Banking.

Domestic Manufactures.

Insurance.
Public Lands.
Agricultural College.
Asylum for the Insane.
Asylum for the Deaf and Dumb.
Penitentiary at Fort Madison.
Penitentiary at Anamosa.
Institution for the Education of the Blind.
Soldiers' Orphans' Homes.
Horticulture and Forestry.
Reform Schools.
Rules.
Police Regulations.
County and Township Organization.
Cities and Towns.
Elections.
Printing.
Suppression of Intemperance.
Roads and Highways.
Judicial Districts.
Congressional Districts.
Senatorial and Representative Districts.
Fish and Game.
Private Corporations.
Asylum for Feeble-Minded Children.
Normal Schools.

Respectfully submitted,

THOS. UPDEGRAFF, *Chairman.*

BILLS INTRODUCED.

Mr. Coomes introduced House File No. 14, a bill for an act to repeal chapter 68 of the acts of the Fifteenth General Assembly, amendatory of the Code, title X, chapter 5, of railways, &c.

Read first and second time and referred to Committee on Railways, when appointed, and ordered printed.

Mr. Deweese introduced House File No. 15, a bill for an act to repeal section 894, title 6, chapter 2, of the Code, and to enact a substitute therefor.

Read by title first and second time and referred to Committee on Ways and Means, to be appointed, and ordered printed.

Mr. Waterman introduced House File No. 16, a bill for an act dividing the Seventh Judicial District into two circuits, and providing for the election of a judge for the second circuit therein.

Read first and second time, referred to Judiciary Committee, and ordered to be printed.

Mr. Hadley introduced House File No. 17, a bill for an act relating to contracts with certain public officers.

Read by title first and second time and referred to Committee on Compensation of Public Officers, to be appointed, and ordered printed.

Mr. Brown introduced House File No. 18, a bill for an act defining the powers of trial juries.

Read by title first and second time and referred to the Judiciary Committee, to be appointed, and ordered printed.

Mr. Hadley introduced House File No. 19, a bill for an act to amend chapter 101, acts of the Sixteenth General Assembly, relating to wire fences.

Read by title first and second time and referred to Committee on Agriculture, to be appointed, and ordered printed.

RESOLUTION.

Mr. Stone offered the following resolution, which was adopted :

WHEREAS, The law of Congress provides that the General Assembly shall proceed to elect the United States Senator on the second Tuesday next after its organization ; and

WHEREAS, By reason of the two Houses of this General Assembly not having organized permanently until Tuesday, the 15th instant, doubts exist as to whether an election for United States Senator on Tuesday, the 22d instant, would be a compliance with said law ; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That this General Assembly will proceed on Tuesday, the 22d instant, to the election of a United States Senator, and will proceed again for the same purpose on Tuesday, the 29th instant.

MESSAGES ON SPEAKER'S TABLE.

The following communication was received from the Secretary of State, taken up and read, and referred to Committee on Roads and Highways, to be appointed :

OFFICE OF SECRETARY OF STATE, }
DES MOINES, IOWA, January 18, 1878. }

HON. JOHN Y. STONE, *Speaker House of Representatives, Seventeenth General Assembly:*

DEAR SIR—The edition of Road Laws ordered by the Fifteenth General Assembly, in pamphlet form, is exhausted, and I am receiving letters from County Auditors requesting me to furnish a new supply for this year's use by road supervisors and other township officers, which I cannot send out until printed by order of the General Assembly.

Awaiting the action of the Senate and House of Representatives in this important matter, I remain,

Very respectfully,

JOSIAH T. YOUNG,
Secretary State of Iowa.

The Speaker appointed Willie A. Stone, of Marion county, an additional messenger.

Mr. Alford, of Black Hawk, moved that two additional messengers be appointed.

Mr. Hotchkiss moved to indefinitely postpone, and called for the yeas and nays.

The yeas were :

Messrs. Ashby, Baker, Barrett, Brown, Clayton, Coomes, Deweese,

Elliott, Gammons, Hadley, Heron, Hiatt, Hoag, Hotchkiss, Israel, Jaqua, Kauffman, Kopp, Macy, Mallory, Maynard, Nichol, O'Donnell, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Walker, Warnock, Williams, Wood, Wright of Wayne, and Yoran—40.

The nays were:

Messrs. Alford, Allen, Bliedung, Bloom, Bradley, Calvin, Chapman, Flick, Gordon, Hallock, McAllister, Manning of Carroll, Morse, Stone, Tremain, Updegraff, Waterman, Wright of Warren, Young, and Mr. Speaker—20.

Absent or not voting:

Messrs. Bolton, Bowdish, Carson, Crooks, Curtiss, Doty, Duncan, Fast, Gardner, Gay, Gleason, Gray, Hamilton, Higgins, Holbrook, Jamison, Johnson, King, Knoll, Lessenger, Lyman, Lyon, McCartney, Manning of Winneshiek, Miles, Miller, O'Brien, Parker, Parkinson, Peake, Scott, Seaman, Seeley, Seymour, Terry, Ure, Wells, Whaley, Wilson of Kossuth, and Wilson of Polk—40.

So the motion to indefinitely postpone prevailed.

Mr. Morse moved to take up Senate messages.

The Senate Resolution relating to printing Rules of the Senate and House, with statistics as to members, was taken up and adopted.

Mr. Chapman moved to adjourn.

Motion prevailed, and the House adjourned until Tuesday, 10 o'clock, A. M., the 22d inst.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 22, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Gill.

Pending reading of Journal of Friday, on motion of Mr. Allen, the further reading was dispensed with.

STANDING COMMITTEES OF THE HOUSE.

The Speaker announced the following standing committees:

Ways and Means, and Appropriations—Messrs. Stone, Ure, Morse, McCartney, Paul, Mueller, Wilson of Polk, Gay, Mallory, Bliedung, Wright of Warren, Peake, Carson, Seymour, Seeley, Miles, Russell, Yoran, Israel, Jaqua, Walker, Holbrook, Gray, Nichol, and O'Brien.

Judiciary—Messrs. Updegraff, Deweese, Rickle, Stone, O'Donnell, Alford, Perrin, Parker, Hamilton, Gleason, Flick, Waterman, Carson, Elliott, Bolton, Fast, King, Johnson, Bradley, Manning of Carroll, and Crooks.

Railroads—Messrs. Manning of Carroll, Parker, Morse, O'Donnell, Updegraff, Gleason, Ure, Alford, Coomes, Stone Mueller, Gardner,

McAllister, Brown, Deweese, Allen, Bradley, Bolton, Fast, Crooks Hamilton, Wilson of Polk, and Duncan.

Schools—Messrs. Calvin, Jaqua, Bleidung, Perrin, Coomes, Knoll, Nichol, McCartney, Wright of Warren, Fast, Taylor, Macy, Gay, Hallock, Hiatt, Gray, Young; Bowdish, Holbrook; Rickle, and Russell.

Agriculture—Messrs. Hoag, Kauffman, Clayton, Hiatt, Stephenson, Wright of Warren, Seaman, Hadley, Ure, Ashby, Tremain, Higgins, Warnock, Tiffin, O'Brien, Gardner, Seeley, Rhodes, Hotchkiss, Peake, and Wells.

Public Buildings—Messrs. Morse, Wilson of Polk, Parkinson, McCartney, Carson, Bloom, Alford, Allen, Miles, Wilson of Kossuth, Curtiss, Ratcliff, Lessenger, Israel, Scott, Mallory, and Coomes.

Federal Relations—Messrs. Alford, Updegraff, O'Donnell, Parker, Gleason, Deweese, Waterman, Flick, Mallory, King, Manning of Carroll, Bolton, Stone, Hotchkiss, Tyson, Wood, and Bradley.

Constitutional Amendments—Messrs. Deweese, Flick, Johnson, Seeley, Waterman, King, Perrin, Parkinson, Hallock, Hoag, Wright of Wayne, Crooks, Lyman, Knoll, Elliott, Jamison, and Whaley.

State University—Messrs. McCartney, Perrin, Paul, Taylor, Parker, Holbrook, Brown, Terry, Flick, Coomes, Macy, O'Donnell, Bliedung, King, Ure, Waterman, Hoag, Wilson of Kossuth, and Kauffman.

Claims—Messrs. Wilson of Polk, Clayton, Baker, Bliedung, Lyman, Wells, Heron, Wright of Warren, Hiatt, Scott, Williams, Barrett, and Young.

Military Affairs—Messrs. Whaley, Hadley, Russell, Flick, Israel, Hiatt, Warnock, Lyon, Gray, Kopp, Higgins, Heron, and Deweese.

Enrolled Bills—Messrs. Macy, Baker, Williams, Seaman, Duncan, and Sherrard.

Engrossed Bills—Messrs. Russell, Taylor, Bowdish, Ashby, Hallock, and Lessenger.

Library—Messrs. O'Donnell, Taylor, Stone, Lyon, Manning of Winneshiek, Warnock, Gammons, Rickle, Tiffin, Updegraff, and Bowdish.

Compensation of Public Officers—Messrs. Chapman, Manning of Winneshiek, Walker, Wright of Wayne, Jamison, Heron, Seymour, Lessenger, Lyon, O'Brien, Gammons, Hadley, Sherrard, Maynard, and Jaqua.

Banks and Banking—Messrs. Lyon, Miles, Bloom, Gardner, Mallory, Gleason, Lyman, Whaley, Wells, Holbrook, Gammons, Wilson of Kossuth, and Curtiss.

Domestic Manufactures—Messrs. Lyman, Curtiss, Ashby, Maynard, Young, Manning of Winneshiek, Hadley, Higgins, Doty, Jaqua, Stephenson, and Seymour.

Insurance—Messrs. Perrin, Morse, Tyson, O'Brien, Gleason, Bolton, King, Mueller, Bloom, Rickle, Bowdish, Bradley, Updegraff, Duncan, and Waterman.

Public Lands—Messrs. Gleason, Seeley, Bradley, Crooks, Gardner, Barrett, Wilson of Kossuth, Allen, Hallock, Tremain, Wood, Paul, Updegraff, Rhode, and O'Donnell.

Agricultural College—Messrs. Ure, Hallock, Curtiss, Maynard, Yoran, Parkinson, Tremain, Knoll, Rhodes, Terry, Tyson, Scott, Doty, Chapman, and Ashby.

Asylum for the Insane—Messrs. Kauffman, Calvin, Hadley, Jaqua, Brown, McAllister, Hamilton, Jamison, Kopp, Gardner, Baker, Hotchkiss, and Chapman.

Deaf and Dumb Asylum—Messrs. Carson, Gay, Gordon, Johnson, McAllister, Nichol, Peake, Paul, Hamilton, Williams, Hoag, Manning of Carroll, and Curtiss.

Penitentiary at Fort Madison—Messrs. Allen, Manning of Winneshiek, Young, Clayton, Lessenger, Rhode, Tiffin, Tremain, Knoll, Hadley, and Heron.

Penitentiary at Anamosa—Messrs. Miles, Sherrard, Wood, Doty, O'Brien, Tyson, Wells, Yoran, Hotchkiss, Peake, and Chapman.

Institution for the Education of the Blind—Messrs. Johnson, Parkinson, Brown, Yoran, Macy, Wood, Gray, Miles, Jamison, Mueller, Stephenson, Gay, and Higgins.

Soldiers' Orphans' Home—Messrs. Mueller, Brown, Heron, Israel, Kopp, Jaqua, Gay, Scott, Ratcliff, Elliott, Calvin, Terry, and Yoran.

Horticulture and Forestry—Messrs. Maynard, Clayton, Terry, Kauffman, Scott, Williams, Seaman, Ashby, Warnock, Curtiss, Nichol, Wells, and Wright of Warren.

Reform School—Messrs. Taylor, Baker, Lessenger, Doty, Duncan, Wright of Wayne, Walker, Ratcliff, Morse, Rhodes, Allen, Higgins, and Calvin.

Rules—Messrs. Seaman, Perrin, Bradley, Wilson of Polk, Updegraff, Paul, and Parker.

Police Regulations—Messrs. Coomes, Peake, Bloom, Wells, Seaman, Kopp, Manning of Carroll, Lessenger, Bliedung, Miles, and Hotchkiss.

County and Township Organization—Messrs. Wood, Gay, Hiatt, Wright of Warren, Stephenson, Walker, Barrett, Bolton, Young, Terry, Jamison, Holbrook, Jaqua, Doty, O'Brien, Chapman, Gray, Seymour, Ashby, Sherrard, and Clayton.

Cities and Towns—Messrs. Parker, Wilson of Polk, Gleason, Alford, Bloom, O'Donnell, Waterman, Hamilton, Carson, Bolton, Gray, Seymour, and Morse.

Elections—Messrs. Walker, Ratcliff, Whaley, Crooks, Gardner, Hallock, Tyson, Tremain, and Elliott.

Printing—Messrs. Wright of Warren, Wilson of Polk, Maynard, Bowdish, Gordon, Seaman, Paul, Knoll, and Hallock.

Suppression of Intemperance—Messrs. Rickel, Brown, Hiatt, Bloom, Kauffman, Taylor, Mueller, Knoll, Lyman, Wilson of Polk, Bolton, McAllister, Hoag, Hamilton, Peake, Macy, and Scott.

Roads and Highways—Messrs. Seeley, Gammons, Gardner, Tiffin, Rhodes, Seymour, Israel, Barrett, Gray, Clayton, Jaqua, Stephenson, Kopp, Knoll, Young, Wright of Wayne, and Ratcliff.

Judicial Districts—Messrs. King, McCartney, Curtiss, Deweese, Duncan, Manning of Carroll, Manning of Winneshiek, Elliott, and McAllister.

Congressional Districts—Messrs. Flick, Gammons, Baker, Heron, Russell, Holbrook, Fast, Gardner, and Terry.

Senatorial and Representative Districts—Messrs. Peake, Manning of Carroll, Wright of Wayne, Tremain, Sherrard, Morse, King, Jamison, Williams, Warnock, Updegraff, Jaqua, Whaley, Yoran, Tyson, Hadley, and Tiffin.

Fish and Game—Messrs. Bolton, Rickle, Hallock, Bleidung, Carson, Stephenson, Williams, Wilson of Kossuth, Wilson of Polk, Hoag, Tyson, Lyman, and Lyon.

Private Corporations—Messrs. Hadley, Johnson, Mallory, Kauffman, Chapman, Hotchkiss, Nichol, Wilson of Kossuth, and Fast.

Asylum for Feeble-Minded Children—Messrs. Parkinson, Manning of Carroll, Paul, Waterman, Hamilton, Ure, Clayton, Stone, Morse, O'Donnell, and Parker.

Normal Schools—Messrs. Jaqua, Macy, Barrett, Kauffman, Holbrook, Coomes, Taylor, Parkinson, Gay, Nichol, Bowdish, Johnson, Doty, and Gordon.

The Speaker then announced Miss Lizzie Pierce as an additional Paper-Folder.

INTRODUCTION OF BILLS.

Mr. King introduced House File No. 20, a bill for an act to amend the laws in relation to chattel mortgages.

Read first and second time, and referred to the Judiciary Committee.

Mr. Hoag introduced House File No. 21, a bill for an act to abolish circuit courts, and establish county courts, etc.

Read first and second time, and referred to a committee of three, of which Mr. Manning, of Carroll, shall be chairman.

Mr. Wilson, of Polk, introduced House File No. 22, a bill for an act to punish insolvent bankers for receiving deposits.

Read first and second time, and referred to the Judiciary Committee.

Mr. Tremain introduced House File No. 23, a bill for an act to extend the provisions of chapter 63, laws of the Eighth General Assembly, etc.

Read first and second time, and referred to Committee on Claims.

Mr. Rickel introduced House File No. 24, a bill for an act providing for the attendance of witnesses in criminal cases when continued.

Read first and second time, and referred to the Judiciary Committee.

Mr. Gleason introduced House File No. 25, a bill for an act to repeal section 166 of the Code of Iowa, in relation to special terms of court, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Gleason introduced House File No. 26, in relation to the guardianship of drunkards, spendthrifts, and lunatics.

Read first and second time, and referred to Judiciary Committee.

Mr. Ure introduced House File No. 27, a bill for an act to facilitate the search of public records.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Macy introduced House File No. 28, a bill for an act to provide for the safety of persons attending public assemblies.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Rhode introduced House File No. 29, a bill for an act to amend chapter 2, title 6, Code of 1873, in relation to taxes.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Alford introduced House File No. 30, a bill for an act to amend chapter 3, title 5, of the Code, regulating the election of supervisors of highways, etc.

Read first and second time, and referred to Committee on Elections.

Mr. Mallory introduced House File No. 31, a bill for an act to amend chapter 1, section 591, title 5, Code of 1873, in relation to the election and term of township trustees.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Hadley introduced House File No. 32, a bill for an act defining and punishing striking and conspiracy.

Read first and second time, and referred to Judiciary Committee.

Mr. Israel introduced House File No. 33, a bill for an act to amend section 812, of chapter 1, title 6, Code of Iowa, relating to the assessment of taxes.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Alford introduced House File No. 34, a bill for an act to regulate the lien of chattel mortgages.

Read first and second time, and referred to Judiciary Committee.

Mr. Macy introduced House File No. 35, a bill for an act to amend section 40, of the public laws of the Fifteenth General Assembly of the State of Iowa, etc.

Read first and second time and referred to Committee on Agriculture.

Mr. Clayton introduced House File No. 36, a bill for an act to provide for the destruction of grasshoppers and their eggs.

Read first and second time, and referred to Committee on Agriculture.

Mr. Wilson, of Kossuth, introduced House File No. 37, a bill for an act in relation to the lands granted to the State of Iowa, etc.

Read first and second time, referred to Committee on Railroads, and ordered printed.

Mr. Hamilton introduced House File No. 38, a bill for an act regulating the practice of medicine and surgery.

Read first and second time, and referred to Judiciary Committee.

Mr. Taylor introduced House File No. 39, a bill for an act to secure to children the benefits of elementary instruction.

Read first and second time, and referred to Committee on Schools.

Mr. Yoran introduced House File No. 40, a bill for an act to legalize the acts of and establish the independent school district of Martelle.

Read first and second time, and referred to Committee on Schools.

Mr. Bowdish introduced House File No. 41, a bill for an act to regulate banks and banking institutions in the State of Iowa.

Read first and second time, and referred to Committee on Banks and Banking.

Mr. Clayton introduced House File No. 42, a bill for an act to amend section 1, chapter 39, of the acts of the Fifteenth General Assembly, &c.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. Rickle introduced House File No. 43, a bill for an act to amend section 4273, chapter 14, title 25 of the Code, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. Hadley introduced House File No. 44, a bill for an act to amend section 976, of chapter 2, title 7 of the Code, relating to township clerks.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Mallory introduced House File No. 45, a bill for an act to provide for the investigation of the disease of swine.

Read first and second time, and referred to Committee on Agriculture.

Mr. Updegraff introduced House File No. 46, a bill for an act in relation to the taxation and costs, attorney and collection fees in actions upon written contracts.

Read first and second time, and referred to the Judiciary Committee.

Mr. Seaman introduced House File No. 47, a bill for an act entitled an act to regulate the practice of medicine, &c.

Read first and second time, and referred to the Judiciary Committee.

Mr. Sherrard introduced House File No. 48, a bill for an act to repeal section 591 of the Code, relating to township officers.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. Warnock introduced House File No. 49, a bill for an act to repeal section 1762, title 12, chapter 9 of the Code, in relation to teachers' institutes, &c.

Read first and second time, and referred to Committee on Schools.

Mr. Bleidung introduced House File No. 50, a bill for act to amend section 3788, of chapter 2, title 23 of the Code, relating to sheriffs' fees.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. King introduced House File No. 51, a bill for an act to amend the mechanics' lien law, amending sections 2 and 7, chapter 100, laws Sixteenth General Assembly.

Read first and second time, and referred to Judiciary Committee.

Mr. Warnock introduced House File No. 52, a bill for an act to amend section 1717, clause 2, title 12, chapter 9 of the Code, relating to the powers and duties of electors of district townships, at their annual meetings.

Read first and second time, and referred to Committee on Schools.

Mr. Gleason introduced House File No. 53, a bill for an act to repeal section 1558 of the Code of Iowa, in relation to fines and costs assessed, and judgments rendered.

Read first and second time, and referred to Committee on Suppression of intemperance, and ordered printed.

Mr. Parker introduced House File No. 54, a bill for an act to repeal sections 2222 and 2229 of the Code, relating to divorces, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. Parker introduced House File No. 55, a bill for an act to repeal section 1007 of the Code, as amended by chapter 101 of the acts of the Sixteenth General Assembly, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. Parker introduced House File No. 56, a bill for an act to repeal section 4420 of the Code, in relation to the trial of an issue of fact in an indictment.

Read first and second time, and referred to Judiciary Committee.

Mr. Stone introduced House File No. 57, a bill for an act to encourage manufactures.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Stone introduced House File No. 58, a bill for an act to tax the loans made by foreign insurance companies.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Clayton introduced House File No. 59, a bill for an act to prevent the introduction and spread of hog cholera.

Read first and second time, and referred to Committee on Agriculture.

Mr. Macy introduced House File No. 60, a bill for an act to repeal section 3901 of the Code, in relation to naphtha, etc.

Read first and second time, and referred to the Committee on Police Regulations.

Mr. Flick introduced House File No. 61, a bill for an act to amend section 3588 of the Code of 1873, relating to appeals from Justices of the Peace.

Read first and second time, and referred to the Judiciary Committee.

Mr. Warnock introduced House File No. 62, a bill for an act to amend section 367, title 6, chapter 2 of the Code, defining the duties of County Treasurers, etc.

Read first and second time, and referred to the Judiciary Committee.

Mr. Hallock introduced House File No. 63, a bill for an act to amend section 6 of chapter 70, of the acts of the Fifteenth General Assembly, in relation to the protection of grasses, etc.

Read first and second time, and referred to Committee on Agriculture.

Mr. Gay introduced House File No. 64, a bill for an act defining the length of office of Treasurers of State, counties, cities, etc., etc.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Hotchkiss moved that House File No. 3, be taken from the Clerk's desk, and referred to Committee on Banks and Banking. The motion prevailed.

On motion of Mr. Bradley, House File No. 4, a bill for an act to amend chapter 9 of the Code, in relation to fugitives from justice, was taken from the Clerk's desk.

On motion of Mr. Bradley, the rule was suspended, the bill considered engrossed, and read a third time now.

On the question, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Heron, Hoag, Israel, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Macy, Mallory,

Maynard, Miles, Morse, Nichol, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Scott, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Waterman, Wells, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—67.

The nays were:

Messrs. Ashby, Bolton, Crooks, Curtiss, Elliott, Gleason, Hamilton, Hiatt, Hotchkiss, Johnson, Lyon, McCartney, Mueller, Rickel, Russell, Seaman, Seeley, Seymour, Stone, Terry, Tremain, Updegraff, Ure, Walker, Warnock, Wood, Yoran, and Mr. Speaker—28.

Absent or not voting:

Messrs. Higgins, Holbrook, Manning of Carroll, Manning of Winnesiek, and O'Brien—5.

So the bill passed and the title was agreed to.

Leave of absence was granted Mr. Holbrook for one week.

RESOLUTIONS.

Mr. Hoag offered the following resolution, which was referred to the Committee on Constitutional Amendments:

Joint Resolution, proposing to amend section 11, article 1, of the Constitution of the State of Iowa:

Be it resolved by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed:

SECTION 1. Strike out section 11, article 1, of the said Constitution, and insert the following in lieu thereof as section 11:

SEC. 11. All offenses less than felony, and in which the punishment does not exceed a fine of one hundred dollars, or imprisonment for thirty days, shall be tried summarily before a justice of the peace, or other officer authorized by law, on information under oath, saving to the defendant the right of appeal as is now or may be hereafter provided by law; and no person shall be held to answer for any higher criminal offense unless held to answer by a magistrate, except in cases arising in the army and navy, or in the militia when in actual service in time of war or public danger, and all criminal prosecutions shall be conducted without presentment, indictment found by, or the intervention of a grand jury.

Be it further Resolved, That this resolution proposing to amend the Constitution of the State of Iowa is hereby referred to the Legislature to be chosen at the next general election for members of the Legislature, and the Secretary of State shall cause the same to be published for three months previous to the time of the next general election for members of the Legislature in one newspaper in each Congressional District in the State of Iowa.

Mr. Stone offered the following resolution, which was adopted:

Resolved, That this House proceed to-day, at 3 o'clock, P. M., to ballot for a United States Senator for the full term, commencing March 4, 1879.

Mr. Jaqua offered the following resolution, which was adopted:

Resolved, By this House, that that portion of the Governor's Inaugural referring to the creation of a State Board of Charities be re-

ferred to a select committee, to consist of such number as thought advisable by the Speaker of the House, and that they be authorized to report by bill or otherwise.

Mr. Young offered the following resolution, which was adopted:

Resolved, That the Seargeant-at-Arms of this House be directed to cause a shelf to be placed under the desk of each member for the purpose of holding books and documents, similar to those in the Senate.

Mr. Stone offered the following resolution, which was referred to Committee on Ways and Means and Appropriations:

Resolved, That so much of the Governor's Biennial Message as relates to the finances, on pages 3, 4, 5, 6 and 7, and all on the subject of appropriations, on pages 22, 23, 24, 25 and 26, and all of said Message relating to the subject of expenses of local government, be referred to the Committee on Ways and Means and Appropriations.

Mr. Bliedung offered the following resolution, which was adopted.

Be it resolved by the Senate and House of Representatives of the State of Iowa, to request our Senators and Representatives in Congress assembled, to favor the enactment of a law, providing, that patentees shall only hold *manufacturers* of their respective patented articles or designs responsible, but in no case the innocent party, which may have purchased such patented articles in good faith.

Mr O'Donnell moved that House File No. 1 be referred to Committee on Cities and Towns, and House File No. 2 be referred to Committee on Ways and Means.

The motion prevailed.

Mr. Macy offered the following resolution, which was adopted.

Resolved, That the janitors of the House are instructed to raise and lower, alternately, each window of the House, during its recess in the morning, at noon, and evening, for at least fifteen minutes, so as to give all the foul stagnate air full chance to escape, and the hall a chance to be filled with pure, fresh air.

Mr. Hotchkiss offered the following resolution, which was adopted.

Resolved, That the chairman of the several committees be requested to give notice where, and at what time his committee shall meet for the transaction of any business, and that the announcement be made during the session of the House, immediately preceding the adjournment.

Mr. Russell offered the following resolution, which was adopted.

Resolved, That the Auditor of State be directed to furnish this Assembly with an itemized statement of the expenditures of the Supreme Court contingent fund, for the fiscal term ending September 30th, 1877.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the House resolution in relation to the election of United States Senator.

A. T. McCARGAR, *First Ass't Secretary*.

RESOLUTIONS.

Mr. Paul offered the following resolution, which was adopted:

Resolved, That that portion of the Governor's Message, and of the Inaugural Address, in relation to the State University, together with the report of the Regents of the University, be referred to the Committee on University, with instructions to report by bill or otherwise, as soon as practicable.

Mr. Elliott offered the following resolution, which was adopted:

Resolved by the House, the Senate concurring, that there be appointed the usual committees of visitation to the several State institutions, said committees to be composed of one member from the Senate and two from the House.

And be it further resolved, That immediately upon the appointment of said committees, the President of the Senate and the Speaker of the House shall arrange the time of their departure on their several missions in such manner that not more than one-third of said committees shall be absent from the capitol at the same time.

Mr. Tyson offered the following resolution, which, on motion of Mr. Paul, was laid on the table:

Resolved by the House of Representatives of the State of Iowa, That all bills offered and ordered printed by the House, shall be printed on one side of the sheet only.

Mr. Hamilton offered the following resolution, which was adopted:

Resolved by the House of Representatives, That the Postmasters of this General Assembly are hereby directed to retain all mail matter committed to their care that has not sufficient postage stamps thereon, and that the Mail-Carrier be instructed to bring back to the post-office all mail that is not sufficiently stamped.

Mr. Parker moved that House Files Nos. 8, 10 and 11 be referred to the Committee on Cities and Towns.

The motion prevailed.

On motion of Mr. Rickle, House Files Nos. 5 and 13 were referred to the Committee on Judiciary.

Mr. Updegraff offered the following resolution, which was adopted :

Resolved, That the Speaker of the House be and is hereby made *ex officio* Chairman of the Committee on Rules.

Mr. Taylor offered the following resolution, which did not pass :

Resolved, That the janitor of this House be instructed to maintain the temperature of this room during the session of the House, at sixty five degrees Fahrenheit, or as nearly so as practicable.

Mr. Allen offered the following resolution, which was adopted :

Resolved, That the Postmaster of the House be requested to post up in a conspicuous place in the Postoffice, a list of the amount of postage necessary to be paid on each public document, which have been, or that may be, during the session, placed on the desks of members.

On motion of Mr. Deweese, House File No. 15 was referred to the Judiciary Committee.

Mr. Morse offered the following resolution, which, on motion of Mr. Hotchkiss, was laid upon the table :

Resolved, That there be printed four hundred copies of the daily journal of the proceedings of this House, to be furnished for the use

of its members, at or by the opening of the morning session of the day following.

Mr. Russell offered the following resolution, which was adopted :

Resolved, That no member be placed upon a visiting committee to visit a State institution within his own district.

Leave of absence was granted to Mr. Mallory for Wednesday and Thursday.

On motion of Mr. Alford, House File No. 6, was referred to Committee on Judiciary. Also, House File No. 16, to same committee.

On motion of Mr. Macy, House File No. 28, was referred to Committee on Cities and Towns.

Mr. Brown moved to reconsider the vote by which House File No. 4, a bill for an act to amend chapter 9, of the Code, in relation to fugitives from justice, was passed.

The motion prevailed.

Mr. Alford moved to reconsider the vote by which the House ordered the bill engrossed and read a third time.

The motion prevailed.

Mr. Alford moved to amend as follows: To amend section 1, of House File No. 4, by striking out the words "felony or a misdemeanor," in the seventh line, and inserting the words, "or felony, and whenever considered by the Governor requisite for the promotion of justice, a misdemeanor."

The motion did not prevail.

Mr. Hiatt moved that the bill be referred to the Committee on Judiciary.

The motion prevailed.

On motion of Mr. Dewese the House adjourned.

AFTERNOON SESSION.

TWO O'CLOCK, P. M.

The House was called to order by the Speaker.

On motion of Mr. Jaqua, House File No. 7, was referred to Committee on Agriculture.

Leave was granted to Mr. Stone to offer the following resolution, which was adopted:

Resolved, That so much of the Governor's Biennial Message as relates to the taxation of railroads be referred to the Committee on Ways and Means and Appropriations; and that portion of said message relating to the office of railroad commissioner be referred to the Committee on Railroads, with instructions to report a bill at an early day for the creation of said office, and defining his powers and duties.

Leave was granted to Mr. Hallock to offer the following resolution, which was adopted:

Resolved, That that portion of the Governor's Inaugural Message

referring to education be referred to the Committee on Schools, and that said Committee be requested to prepare and report to this House a bill with reference to the suggestions therein contained.

On motion of Mr. Russell, House File No 9 was referred to Committee on County and Township Organization.

Leave was granted Mr. Hoag to present a petition from the United Presbyterian Synod of Iowa relative to intemperance, which was referred to Committee on the Suppression of Intemperance.

Mr. O'Donnell introduced House File No. 65, a bill for an act for the protection of wild pigeons.

Read first and second time, and referred to the Committee on Fish and Game.

Leave was granted Mr. O'Donnell to offer the following resolution, which was referred to Committee on Military Affairs:

Be it resolved by the General Assembly of the State of Iowa, That our Senators in Congress be instructed and our Representatives requested to use all honorable means to procure the passage of the bill now pending before Congress known as the "Act to equalize the bounties" of soldiers engaged in the late war.

Mr. Stone moved to reconsider the vote by which the House fixed the time to elect United States Senator.

The motion prevailed.

Mr. Stone moved to amend by proceeding to the election now.

The motion prevailed.

The Speaker appointed as tellers Messrs. Lyon and Duncan.

Mr. Stone nominated Hon. W. B. Allison, of Dubuque county.

Mr. Hamilton nominated Hon. Daniel F. Miller, of Lee county.

Mr. Tyson nominated Hon. E. N. Gates, of Jasper county.

Whereupon a vote was taken with the following result:

Whole number of votes cast.....	93
Of which W. B. Allison received.....	67
Of which Daniel F. Miller received	23
Of which E. N. Gates received	3

Those voting for Mr. Allison were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Hoag, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wright of Wayne, Yoran, and Mr. Speaker—67.

Those voting for Daniel F. Miller were:

Messrs. Bowdish, Bradley, Crooks, Duncan, Elliott, Fast, Gray, Hamilton, Hotchkiss, Israel, Jamison, Knoll, Lessenger, Mallory, O'Brier, O'Donnell, Scott, Stephenson, Warnock, Wells, Williams, Wilson of Kosuth, and Young—23.

Those voting for E. N. Gates were:

Messrs. Doty, Higgins, and Tyson—3.

Absent or not voting :

Messrs. Bloom, Holbrook, Manning of Carroll, Paul, Updegraff, Moore, and Wright of Warren—7.

On motion of Mr. Stone, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 23, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. H. H. Oneal.

Pending the reading of the journal of yesterday, on motion of Mr. Nichol, the further reading was dispensed with.

Messrs. Paul, Bloom, and Holbrook asked leave to record their votes for Daniel F. Miller for United States Senator; Mr. Wright, of Warren, to record his vote for Wm. B. Allison for United States Senator.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

Be it resolved by the Senate, the House of Representatives concurring, That a committee consisting of three members, one from the Senate and two from the House, be appointed for the purpose of examining and reporting to this General Assembly the condition of the securities for the safe keeping and protection of State funds.

J. A. T. HULL, *Secretary.*

PETITIONS.

Mr. Sherrard presented a petition from the Board of Supervisors of Appanoose county, in relation to curtailing court expenses, which was referred to Committee on Ways and Means.

Mr. King presented a petition from citizens of Northwestern Iowa, in relation to fish, which was referred to Committee on Fish and Game.

Mr. Hotchkiss presented a petition relative to medicine and quackery, which was referred to Committee on Ways and Means.

Mr. Jaqua presented a petition from the Woman's Christian Temperance Union of Iowa, which was referred to the Committee on the Suppression of Intemperance.

Mr. Gammons presented a petition from the Board of Supervisors of Mitchell county, which was referred to the Judiciary Committee.

Mr. Updegraff presented a petition relative to the practice of medicine. Referred to Judiciary Committee.

Mr. Alford presented a petition to legalize acts of notary publics. Referred to Judiciary Committee.

Mr. Doty presented a petition relative to the practice of medicine. Referred to the Judiciary Committee.

Mr. Hadley presented a petition from citizens of Madison county, relative to the prohibition laws. Referred to Committee on the Suppression of Intemperance.

Mr. Rickel presented a petition, regulating the keeping of hogs, which was referred to the Committee on Agriculture.

REPORT OF COMMITTEE.

Mr. Allen submitted the following report from the Committee on Mileage:

MR. SPEAKER—Your Special Committee on Mileage, beg leave to make the following report:

WM. ALLEN, *Chairman.*

NAMES.	Miles.	Amount.	NAMES.	Miles.	Amount.
Alford	400	\$ 60.00	McAllister	362	\$ 54.30
Allen	280	43.20	McCartney	346	51.90
Ashby	404	60.60	Macy	296	44.40
Baker	520	78.00	Mallory	282	42.30
Barrett	478	71.70	Manning of Carroll	216	32.40
Bliedung	640	96.00	Manning of Winneshiek	560	84.00
Bloom	242	36.30	Maynard	402	60.30
Bolton	520	78.00	Miles	560	84.00
Bowdish	350	52.50	Morse	446	66.90
Bradley	560	84.00	Mueller	384	57.60
Brown	522	78.30	Nichol	156	23.40
Calvin	460	69.00	O'Brien	600	90.00
Carson	280	42.00	O'Donnell	600	90.00
Chapman	564	84.60	Parker	240	36.00
Clayton	330	49.57	Parkinson	388	58.20
Coomes	162	24.30	Paul	254	38.10
Crooks	80	12.00	Peake	460	69.00
Curtiss	92	13.80	Perrin	444	66.60
Deweese	48	7.20	Ratcliff	768	115.20
Doty	394	59.10	Rhode	344	51.60
Duncan	220	33.00	Rickel	500	75.00
Elliott	164	24.60	Russell	68	10.20
Fast	180	27.00	Scott	262	39.30
Flick	470	70.50	Seaman	380	57.00
Gammons	518	77.70	Seeley	120	18.00
Gardner	390	58.50	Seymour	298	44.70
Gay	400	60.00	Sherrard	300	45.00
Gleason	130	19.50	Stephenson	100	15.00
Gordon	262	39.30	Stone	164	24.60
Gray	312	47.80	Taylor	254	38.10
Hadley	88	13.20	Terry	302	45.30
Hallock	204	30.60	Tiffin	6	.90
Hamilton	370	55.50	Tremain	228	34.20
Heron	248	37.20	Tyson	216	32.40
Hiatt	140	21.00	Updegraff	650	97.50
Higgins	456	68.40	Ure	300	45.00
Hoag	525	78.75	Walker	370	55.50

NAMES.	Miles.	Amount.	NAMES.	Miles.	Amount.
Holbrook	182	\$ 27.30	Warnock.....	374	\$ 56.10
Hotchkiss	226	33 90	Waterman	380	57.00
Israel	200	30.00	Wells	230	34 50
Jamison	350	52.50	Whaley	320	48 00
Jaqua	390	58.50	Williams.....	200	30.00
Johnson	220	33.00	Wilson of Kossuth.....	440	66.00
Kauffman	294	44.10	Wilson of Polk	2	.30
King	350	52.50	Wood	140	21.00
Knoll	600	90.00	Wright of Warren.....	22	3.30
Kopp.....	340	51.00	Wright of Wayne	260	39.00
Lessenger.....	398	59.70	Yoran	368	55.20
Lyman.....	304	45.60	Young	474	71.10
Lyon.....	480	72.00	Mr. Speaker	320	48.00

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution in which the concurrence of the House is asked:

Resolution relative to a Joint Convention for the purpose of electing a United States Senator.

Resolution herewith submitted.

A. T. McCARGAR, *First Asst. Secretary.*

INTRODUCTION OF BILLS.

Mr. Hamilton introduced House File No. 66, a bill for an act to amend section 3849, chapter 2, title 24, of the Code of 1873, in relation to the lives of persons and individuals.

Read first and second time, and referred to Judiciary Committee.

Mr. King introduced House File No. 67, a bill for an act to amend the herd law, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. King introduced House File No. 68, a bill for an act to amend section 6 of chapter 70, acts of the Sixteenth General Assembly, in relation to the fish laws.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Ure introduced House File No. 69, a bill for an act to amend section 591, title 5, chapter 1, of the Code.

Read first and second time, and referred to the Committee on County and Township Organization.

Mr. Clayton introduced House File No. 70, a bill for an act to amend section 1464 of the Code, in relation to domestic and other animals.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Clayton introduced House File No. 71, a bill for an act to repeal so much of section 798 of the Code as relates to fruit trees.

Read first and second time, and referred to Committee on Horticulture and Forestry.

Mr. Clayton introduced House File No. 72, a bill for an act to amend section 1001, chapter 3, title 7, of the Code, relating to bridges.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Rickel introduced House File No. 73, a bill for an act to amend section 2590, chapter 5, title 17, of the Code.

Read first and second time, and referred to Committee on Judiciary.

Mr. Hotchkiss introduced House File No. 74, a bill for an act to repeal chapter 10, title 3, sections 231 and 234, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Wood introduced House File No. 75, a bill for an act to repeal section 571 of the Code and to enact a substitute therefor.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Wilson, of Polk, introduced House File No. 76, a bill for an act to amend sections 4268, 4272, 4273, 4274, 4275, 4276, 4277, 4278, 4279, 4280, 4281, 4282, 4287, 4293, 4337 and 4338 of the Code of 1873.

Read first and second time, and referred to Committee on Judiciary.

Mr. Crooks introduced House File No. 77, a bill for an act relating to the duties of justices of the peace.

Read first and second time, and referred to Committee on Judiciary.

Mr. Gleason introduced House File No. 78, a bill for an act to revise the numbers of lots in cities and towns in this State.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Jamison introduced House File No. 79, a bill for an act to amend the herd law, etc.

Read first and second time, and referred to Committee on Agriculture.

Mr. Hadley introduced House File No. 80, a bill for an act to provide for the compilation and publication of the road laws, etc.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Deweese introduced House File No. 81, a bill for an act to amend section 3275 of the Code, in relation to taxation of costs in quieting titles.

Read first and second time, and referred to Judiciary Committee.

Mr. Deweese introduced House File No. 82, a bill for an act to legalize the incorporation and official acts of the Council of the Town of Colfax, Iowa.

Read first and second time, and referred to Judiciary Committee.

Mr. Williams introduced House File No. 83, a bill for an act to amend section 3784, sub-division six (6), of section 3793, and section 3798 of chapter 2, of title 23, of the Code.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Alford introduced House File No. 84, a bill for an act to legalize the official acts of George Bishop, a notary public, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. Carson introduced House File No. 85, a bill for an act to repeal section 3751 of the Code, relating to depositions, &c.

Read first and second time, and referred to Committee on Judiciary.

Mr. Warnock introduced House File No. 86, a bill for an act to amend section 3861, chapter 2, title 23, of the Code.

Read first and second time, and referred to Committee on Judiciary.

Mr. Whaley introduced House File No. 87, a bill for an act to repeal chapter 122 of the laws of the Sixteenth General Assembly; and to repeal chapter 69 of the public acts of the Fifteenth General Assembly; and to repeal sections 4048, 4049, 4050 and 4051, of title 24, chapter 11, of the Code, &c.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Elliott introduced House File No. 88, a bill for an act to amend sections 1774 and 1776 of the Code of 1873, &c.

Read first and second time, and referred to Committee on Schools.

Mr. Warnock introduced House File No. 89, a bill for an act to amend section 1714, title 12, chapter 9, of the Code.

Read first and second time, and referred to Committee on Schools.

Mr. Stone introduced House File No. 90, a bill for an act to tax telegraph lines.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Stone introduced House File No. 91, a bill for an act relating to the revenue.

Read first and second time, referred to Committee on Ways and Means, and ordered printed.

Mr. Hadley introduced House File No. 92, a bill for an act to repeal section 282, Chapter 1, title 4, of the Code, and to enact a substitute therefor.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. O'Donnell introduced House File No. 93, a bill for an act to regulate the forfeitures of policies of Life Insurance.

Read first and second time, and referred to Committee on Insurance.

RESOLUTIONS.

Mr. Stone offered the following resolution:

Resolved, That the chairmen of the Committee on Ways and Means and Appropriations, on the Judiciary, on Railroads, on Schools, on Cities and Towns, and the chairman of any other committee, when deemed necessary by his committee, are hereby authorized to employ such clerical assistance as may be required to keep a proper record of the proceedings, and transact the business of their respective committees.

Mr. Hotchkiss moved to amend as follows:

Resolved by the House of Representatives, That there be but two clerks appointed on committees—one for the Ways and Means, and one for the Judiciary.

The motion to amend did not prevail.

Mr. McCartney moved to amend as follows:

Resolved, That the resolution be amended by striking out the word "chairman," and insert, "the committee select."

The motion to amend prevailed.

Mr. Deweese moved to strike out the names of committees.

The motion prevailed.

The resolution as amended was then adopted.

Mr. Brown offered the following resolution, which was adopted:

WHEREAS, By a recent decision of the United States Circuit Court for the district embracing the State of Iowa, it is held that a judgment obtained in said court is a lien upon any real estate of the defendant situated within the territorial jurisdiction of said court, and that it is not necessary to file a transcript of said judgment in the county where said real estate is situated, thereby endangering the title and interest which a subsequent purchaser might acquire in said real estate; therefore,

Resolved, That the Committee on Judiciary be, and is hereby, instructed to consider this subject, and if any act of this General Assembly can obviate the evil, to prepare and report the necessary bill.

Mr. Gleason offered the following resolution, which was adopted:

Resolved, That when this House adjourn, it be until to-morrow morning.

Mr. Hotchkiss offered the following resolution:

Resolved by the House of Representatives, That the Speaker of the House is hereby directed to appoint a Committee on Retrenchment and Reform, of not less than seven.

Mr. Allen moved to amend by offering the following substitute:

WHEREAS, The allowance for subsistence and the salaries of the officers, trustees or directors, and wages of the employes of the various State, educational, reformatory, penal, and charitable institutions, were made or advanced at a time when the value of the purchasing power of our unit of value (one dollar) was very greatly less than it is at the present time; and,

WHEREAS, The value of the purchasing power of our unit of value, or greenback dollar, has advanced, until it at present very nearly equals gold, and will in all probability remain for some time at about its present value, which is very materially greater than it was when the above mentioned allowances and salaries were established; therefore,

Be it resolved, That the Committee on Ways and Means be requested to examine into the allowances, salaries and wages of the inmates, pupils, officers, and employes of the various State institutions, and report to this House by bill or otherwise, what legislation, if any, is advisable to equalize this changed condition of things, so as to conform to the present financial condition of the State.

Mr. Wright, of Warren, moved to amend the amendment by referring to a select committee of five.

The motion prevailed.

The question recurring on the adoption of the substitute, it was adopted. The resolution, as amended, was then adopted.

Mr. Alford offered the following joint resolution, which was referred to Committee on Federal Relations:

WHEREAS, Recent decisions and opinions of our ablest jurists have been given to the effect that judgments rendered in the circuit and district courts of the United States in this State, are liens upon the real estate of judgment defendants in all parts of the State; and,

WHEREAS, It has become necessary for a citizen of this State, in order to furnish satisfactory evidence of an unincumbered title to his real estate, to produce certificates that there are no judgments in their respective courts from the clerk of the United States circuit court at Des Moines, and from the clerk of the district court of the United States at Des Moines, and of the same court at Dubuque, Keokuk and Council Bluffs; therefore,

Be it resolved by the General Assembly of the State of Iowa, That our Senators and Representatives in Congress be requested to use all honorable endeavors to secure the passage of a bill by Congress, limiting the extent of the lien of judgments rendered in the United States circuit and district courts, to the counties in which such judgments are rendered, or in which transcripts of such judgments may be filed.

Mr. Rickel offered the following resolution, which was referred to Committee on Constitutional Amendments:

A resolution proposing an amendment to section 13, article 5, of the Constitution of the State of Iowa:

Be it resolved by the General Assembly of the State of Iowa:

1. That the following amendment be, and the same is hereby proposed to section 13, article 5, of the Constitution of State of Iowa: Strike out section 13, of title 5, thereof, and insert in lieu of the same, the following section:

SEC. 13. The general assembly shall provide for the election of a prosecuting attorney, in the several judicial districts, or in the several counties of the State, or in two or more counties thereof, as the general assembly shall from time to time deem for the public good.

2. *Resolved further,* That these resolutions, proposing to amend the Constitution as aforesaid, are hereby referred to the General Assembly, to be chosen at the general election of 1879; and published as is provided by chapter 114, of the laws of the Sixteenth General Assembly.

Mr. Bliedung offered the following resolution:

WHEREAS, There is a large class of German-American citizens in the State of Iowa, who are not able to read English, but are as anxious to do their duty as citizens and to contribute to the welfare of our State as tax-payers, and in every other respect; therefore,

Be it resolved by the House of Representatives of Iowa assembled, That the Secretary of State be directed to order the printing of one thousand copies of Governor Joshua G. Newbold's message, and one thousand copies of Governor John H. Gear's inaugural address, in the German language; and the same to be distributed among the State Officers, Senators and Representatives, for the purpose of judicious circulation among that class of constituents. The translation of these documents to be done without expense to the State.

Mr. Brown moved to amend as follows:

Resolved by the House of Representatives, That the Secretary of State be directed to have five hundred copies of Governor Newbold's biennial message, and five hundred of Governor Gear's inaugural address printed in the Bohemian language; five hundred in Swedish; five hundred in Norwegian; five hundred in Holland, and one thousand five hundred in German.

The motion to amend prevailed.

The resolution as amended was then adopted.

Mr. Clayton offered the following resolution, which was referred to Committee on Roads and Highways:

Resolved, That so much of the Governor's Message as relates to roads and highways be referred to the Committee on Roads and Highways, with instruction to report a bill embracing such legislation as they may deem necessary on the subject.

Mr. Nichol offered the following resolution, which was referred to the Committee on Schools:

WHEREAS, Mr. Hoar, of Massachusetts, presented a bill Nov. 20, 1877, entitled "A bill to establish an educational fund, and to apply the proceeds of the public lands to the education of the people; and

WHEREAS, This bill provides that the net proceeds of the public lands, the net proceeds from patents, and all sums hereafter repaid to the United States by railroad corporations, either as principal or interest upon any loans of money or credit, or bonds loaned to them or paid for their use or guaranteed for them by the United States, are hereby forever set apart for the education of the people; and

WHEREAS, This bill provides for the collection and equal division of said fund between the several States and Territories in proportion to their population between the ages of four (4) and twenty-one years; and

WHEREAS, This bill provides that one-half of said fund shall be invested in United States four per cent. bonds, to be kept as a permanent school fund, and that no State, Territory or district shall be permitted to draw its proportion of said fund until it shall have, by its Legislature, engaged that it will provide by law for the free education of all its children between the ages of six (6) and sixteen (16) years, and will apply all moneys which it may receive under this act in accordance with its conditions; and

WHEREAS, We believe the education of the masses necessary to the prosperity and further development of our free institutions, and "that no republican form of government can long exist without the education of the masses;" therefore, be it

Resolved by the House, the Senate concurring, That our Senators and Representatives in Congress are requested to vote and labor for the passage of said bill.

Mr. Hotchkiss offered the following resolution:

Resolved by the House of Representatives, the Senate concurring, That the Secretary of State is hereby directed to have two thousand copies of the Rules of the Seventeenth General Assembly printed.

Mr. Wright of Warren moved to lay the resolution on the table, and demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Barrett, Bliedung, Bolton, Bradley, Calvin, Gardner, Hiatt, Higgins, Israel, Jamison, Kauffman, King, Kopp, Lyman, McCartney, Miles, Nichol, Perrin, Rhode, Rickel, Russell, Seymour, Sherrard, Williams, Wilson of Kossuth, Wilson of Polk, and Wright of Warren—26.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bloom, Bowdish, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty,

Duncan, Elliott, Fast, Flick, Gammons, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Jaqua, Johnson, Knoll, Lessenger, Lyon, McAllister, Macy, Maynard, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Ratcliff, Scott, Seaman, Seeley, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wood, Wright of Wayne, Yoran, and Mr. Speaker—71.

Absent or not voting :

Messrs. Mallory, Manning of Carroll, and Young—3.

Motion to lay on the table did not prevail.

Mr. Hiatt moved to amend by striking out "2,000 copies," and inserting "1,500."

The motion to amend prevailed.

The resolution as amended was then adopted.

On motion of Mr. Wilson, of Polk, Senate messages were then taken up.

The Senate Resolution relative to meeting in joint convention on Wednesday, the 23d, at 12 o'clock, m., was taken up and adopted.

Concurrent Resolution of the Senate, to appoint a committee of five, two on the part of the Senate, and three on the part of the House, to examine and report upon the condition or securities for the safe keeping and protection of the State funds, was taken up and adopted.

RESOLUTIONS.

Mr. Whaley offered the following resolution, which was adopted:

Resolved, That such part of Ex-Governor Newbold's message as refers to military affairs, be referred to the Committee of Military Affairs.

Mr. Fast offered the following resolution, which was adopted:

Resolved, That the standing committees of the House be printed and bound with the rules and statistics of the present session.

On motion of Mr. Hamilton, all bills and resolutions offered and referred to the Judiciary Committee on the subject of regulating the practice of medicine, surgery, obstetrics, and the sale of drugs, be referred to a special committee of five, with Dr. McAllister, of Clay, as chairman, and that said committee report at as early a day as practicable, a suitable bill to said Judiciary Committee.

Leave was granted Mr. Gardner, to introduce House File No. 94, a bill for an act to amend chapter 3, sections 3889 and 3890 of the Code.

Read first and second time, and referred Committee on Judiciary.

Mr. Deweese moved to reconsider the vote by which the House tabled the resolution of Mr. Morse, relative to printing journal of proceedings.

The motion to reconsider prevailed.

The question, "shall the resolution be laid upon the table?" was decided in the negative.

Mr. Updegraff moved to amend by striking out "400," and inserting "1,500."

The motion to amend prevailed.

Mr. Brown moved to amend, that the publication of the Journal begin with the proceedings of yesterday.

The amendment prevailed.

The question recurring on the adoption of the resolution as amended, Mr. Paul demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley, Brown, Carson, Coomes, Deweese, Flick, Gammons, Gay, Gleason, Gordon, Hadley, Hiatt, Hoag, Jamison, King, Knoll, Lyman, Lyon, McAllister, Macy, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Sherrard, Stone, Terry, Tiffin, Updegraff, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, and Mr. Speaker—53.

The nays were:

Mr. Bloom, Bowdish, Calvin, Chapman, Clayton, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gardner, Gray, Hallock, Hamilton, Heron, Higgins, Holbrook, Hotchkiss, Israel, Jaqua, Johnson, Kauffman, Kopp, Lessenger, McCartney, Manning of Winneshiek, Mueller, Paul, Rickel, Russell, Seymour, Stephenson, Taylor, Tremain, Tyson, Ure, Walker, Warnock, Wells, Williams, Wright of Warren, and Yoran—44.

Absent or not voting:

Messrs. Mallory, Manning of Carroll, and Young—3.

So the resolution, as amended, was adopted.

Mr. Stone moved that a committee of two be appointed by the House to inform the Senate that they are ready to receive them in Joint Convention at 12 o'clock, m.

The motion prevailed, and the Speaker announced Messrs. Stone and O'Donnell as said committee.

RESOLUTION.

Mr. Wright, of Warren, offered the following resolution, which was adopted:

Be it resolved by the House of Representatives, That all that portion of Gov. Gear's message in reference to education, be referred to the Committee on Schools.

The Speaker appointed as special committee on House File No. —, Messrs. Manning of Carroll, Flick, and Williams.

At 12 o'clock, m., the Sergeant-at-Arms announced the honorable Senate, who came into the hall and took seats assigned them.

JOINT CONVENTION.

The convention was called to order by Lieutenant-Governor Campbell, who stated that the object of the convention was to compare the journals of both Houses on that part relating to the election of United States Senator.

The Secretary of the Senate read that part of the Senate journal relating to the election of United States Senator.

Whole number of votes cast.....	142
Of which W. B. Allison received.....	104

RESOLUTION.

Senator Larrabee offered the following resolution, which was adopted:

Resolved by the General Assembly of the State of Iowa, in Joint Convention assembled, Pursuant to the act of Congress relating to the time and manner of holding elections for Senators in Congress, approved July 25, 1876, that William B. Allison be declared the Senator elect from this State, in the Congress of the United States, for the term of six years from the fourth of March, A. D., 1879.

On motion of Senator Young, the Joint Convention dissolved.

On motion of Mr. Hotchkiss, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 24, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. J. R. Murphy.

Pending the reading of the Journal of yesterday, the further reading was dispensed with on motion of Mr. Jaqua.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill and resolution, in which the concurrence of the House is asked:

Senate File No. 33, a bill for an act to legalize the incorporation and the acts of the officers of the town of Ringwood, in Clinton county, Iowa.

Resolution requesting the Secretary of State to ascertain from the clerks of each county in the State, the number of days on which courts were held during the year 1877.

Also, that the Senate has passed House Resolution relative to appointment of Visiting Committees, with the following amendment: "Strike out all that part relating to fixing time of departure of committees," in which amendment the concurrence of the House is asked.

J. A. T. HULL, *Secretary*.

Mr. Russell moved to reconsider the vote by which the resolution was passed in reference to printing the Daily Journal, which motion prevailed.

Mr. Russell moved to refer the resolution to the Committee on Printing, with instructions to ascertain the cost of printing.

Mr. McCartney moved to amend, that the committee be instructed to report to-day.

Mr. King moved to lay the resolution on the table, which motion prevailed.

The Speaker announced the following committee on Senate Resolution relating to the safe keeping of State funds: Messrs. Bloom, Miles, and Lyon.

The Speaker announced the following committee on Quackery, Obstetrics, etc.: Messrs. McAllister, Hamilton, Parkinson, Bliedung, and Wilson of Kossuth.

Leave of absence was granted Mr. Manning, of Carroll, until Monday.

PETITIONS.

Mr. Wood presented a petition to establish two Eclectic Chairs in the Medical Department of the State University, which was referred to the Committee on State University.

REPORTS OF COMMITTEES.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 4, a bill for an act to amend chapter 9 of the Code in relation to fugitives from justice, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows, by adding the following words to section 417: "But in case of a misdemeanor, no expense shall be paid by the State when the punishment of the offense charged does not exceed a fine of one hundred dollars, or imprisonment for thirty days," and as so amended, that it do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 2, a bill for an act to make silver coins a legal tender for the payment of debts in the State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Federal Relations.

WM. M. STONE, *Chairman.*

BILLS INTRODUCED.

Mr. Hamilton introduced House File No. 95, a bill for an act to amend section 159, chapter 4, title 3, Code of 1873.

Read first and second time, and referred to Judiciary Committee.

Mr. Rickle introduced House File No. 96, a bill for an act to repeal section 3818, chapter 3, title 23 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Rhode introduced House File No. 97, a bill for an act to encourage the raising of sheep and other domestic animals.

Read first and second time, and referred to Committee on Agriculture.

Mr. Yoran introduced House File No. 98, a bill for an act to repeal section 1001, chapter 3, title 7 of the Code, &c.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Deweese introduced House File No. 99, a bill for an act to prohibit the sale of intoxicating liquor within two miles of cities and towns, and on election days.

Read first and second time, and referred to the Committee on the Suppression of Intemperance, and ordered printed.

Mr. Knoll introduced House File No. 100, a bill for an act to create a board of commissioners, to codify and revise the school laws of Iowa.

Read first and second time, and referred to Committee on Schools.

Mr. Ure introduced House File No. 101, a bill for an act to amend chapter 47, of the laws of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Tyson introduced House File No. 102, a bill for an act for the relief from exorbitant taxation.

Read first and second time, and referred to Judiciary Committee.

Mr. Carson introduced House File No. 103, a bill for an act to amend section 3074, relating to exemptions.

Read first and second time, and referred to Judiciary Committee.

Mr. O'Donnell introduced House File No. 104, a bill for an act to resume and grant to the Dubuque Southwestern Railroad Company, certain lands, &c.

Read first and second time, referred to Committee on Railroads, and ordered printed.

Mr. O'Donnell introduced House File No. 105, a bill for an act to fix the compensation of county treasurers.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Wilson, of Polk, introduced House File No. 106, a bill for an act providing for the appointment of county solicitors.

Read first and second time, and referred to the Judiciary Committee.

Mr. Nichol introduced House File No. 107, a bill for an act amending section 1746 of the Code of Iowa, &c.

Read first and second time, and referred to Committee on Schools.

Mr. Brown introduced House File No. 108, a bill for an act in reference to mileage.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Hiatt introduced House File No. 109, a bill for an act to amend section 4, chapter 168, of the laws of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on State University.

Mr. Lyon introduced House File No. 110, a bill for an act in relation to lands of which parties die seized.

Read first and second time, and referred to Judiciary Committee.

Mr. Gleason introduced House File No. 111, a bill for an act to repeal section 4715, of the Code of Iowa.

Read first and second time, and referred to Judiciary Committee.

Mr. Parker introduced House File No. 112, a bill for an act to repeal section 208 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Parker introduced House File No. 113, a bill for an act to repeal section 508 of the Code.

Read first and second time and referred to Committee on Cities and Towns.

Mr. King introduced House File No. 114, a bill for an act to amend section 591, title 5, chapter 1.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. King introduced House File No. 115, a bill for an act to provide a place for holding elections.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. Perrin introduced House File No. 116, a bill for an act for regulating the moving of county seats.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. Stone introduced House File No. 117, a bill for an act to prescribe the number of witnesses in criminal cases.

Read first and second time, and referred to Judiciary Committee.

Mr. Stone introduced House File No. 118, a bill for an act to regulate appeals in forcible entry and detainer cases.

Read first and second time, and referred to Judiciary Committee.

Mr. Tyson introduced House File No. 119, a bill for an act to repeal chapter 122 of the laws of the Sixteenth General Assembly, &c.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Whaley introduced House File No. 120, a bill for an act to provide for the decision by the electors of the question, shall there be a convention to revise the constitution?

Read first and second time, and referred to Committee on Constitutional Amendments.

Mr. Chapman introduced House File No. 121, a bill for an act to authorize boards of supervisors to sell swamp lands.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. Hadley introduced House File No. 122, a bill for an act to amend section 335, of chapter 5, title 4, of the Code, &c.

Read first and second time, referred to Committee on Agriculture, and ordered printed.

Mr. Hadley introduced House File No. 123, a bill for an act to punish tampering with witnesses.

Read first and second time, referred to Committee on Police Regulation, and ordered printed.

Mr. Taylor introduced House File No. 124, a bill for an act to provide better protection of life in public assemblies.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Alford introduced House File No. 125, a bill for an act to amend section 1, of chapter 55, of the public acts of the Fifteenth General Assembly, &c.

Read first and second time, and referred to Committee on Insurance.

Mr. Waterman introduced House File No. 126, a bill for an act to amend section 2246, of chapter 5, title 15, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Brown moved to reconsider the vote by which the House adopted the resolution in relation to printing the biennial message of Governor Newbold, and the message of Governor Gear, in foreign languages.

The motion prevailed.

On motion of Mr. Brown, it was referred to a special committee of three.

RESOLUTIONS.

Mr. King offered the following resolution, which was referred to the Committee on Claims.

Joint Resolution, giving credit to Franklin county for funds claimed by the State, which do not appear to have ever been collected or received by the county; therefore,

Be it resolved by the General Assembly of the State of Iowa, That whereas it appearing from reports and papers on file in the Auditor's office, and from an examination of the books of Franklin county, that during the term of office of J. Miller, treasurer of said county in the year 1860, the tax lists, books, and papers of said office were either burned, lost or stolen, and there appearing on the books of the Auditor's office that the sum of \$438.84 is due from said county on the accounts of said Miller, as shown by report in the Auditor's office; and whereas it nowhere appears that Franklin county ever received the said \$438.84, or any part thereof, and owing to the loss of said books and the lapse of time never can receive it. Therefore the Auditor of State is hereby authorized and directed to give the said county of Franklin credit for 438.84, the amount still charged against said county.

Mr. Deweese offered the following Joint Resolution, relative to appropriations for the various State institutions:

WHEREAS, The appropriations made by the State for the support of her institutions and State expenses are of vast and the most material interest to the people of the State of Iowa; and,

WHEREAS, Such appropriations cannot be made by the Legislature of the State properly, carefully, and justly without an opportunity being afforded them to carefully examine the several bills asking for and making appropriations; therefore,

Be it resolved by the General Assembly of the State of Iowa, That all bills asking for appropriations from the State for any purpose shall be presented to the General Assembly of the State of Iowa by Thursday of the third week of the session, and be acted upon by the committee to whom referred, and by them reported to the General Assembly on or before Tuesday of the sixth week of the session, and that said bills be made the special order after reported until disposed of.

Mr. Deweese offered the following resolution which, on motion of Mr. Carson, was referred to Committee on Public Buildings:

Joint Resolution, relative to appointment of joint committee to inquire into and report as to the advisability of continuing and maintaining the Asylum for the Deaf and Dumb at Council Bluffs.

Resolved, That a committee of five be appointed on the part of the House, and three on the part of the Senate, to inquire into and report upon the expediency or necessity of continuing and maintaining the Asylum for the Deaf and Dumb, at its present location, Council Bluffs, Iowa; that said committee be requested to make said investigation and report to the Senate and House respectively, on or before Tuesday, of the fourth week of the session.

Mr. Ure offered the following resolution, which was adopted:

Resolved, That all resolutions hereafter presented shall be in writing.

Mr. McCartney offered the following resolution, which was adopted.

Resolved, That that portion of the Inaugural Address of Governor John H. Gear, relating to the salaries, fees, and perquisites of State, county, or city officials, be referred to the Committee on Compensation of Public Officers, and that said committee report by bill or otherwise, at as early a day as possible.

Mr. Macy offered the following resolution, which was adopted:

Be it resolved by the House of Representatives of the General Assembly of the State of Iowa, That all of that part of the Governor's Message referring to the Orphans' Home be referred to the Committee on Orphans' Home, with instructions to report at an early day an appropriation bill, granting to such institution such sums as they may deem best for its maintenance.

SENATE MESSAGES.

Senate File No. 33, a bill for an act to legalize the incorporation and acts of the town of Ringwood, Clinton county.

Read first and second time.

On motion of Mr. Young, the rule was suspended, the bill considered engrossed, and read a third time now.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—96.

The nays were:

Mr. Gardner—1.

Absent or not voting:

Messrs. Mallory, Manning of Carroll, and Taylor—3.

So the bill passed and the title was agreed to.

Senate Resolution relative to the number of days on which District and Circuit Courts are held in the State was taken up and adopted.

Senate amendment to House Resolution relative to appointment of visiting committees to the several State institutions was taken up and concurred in.

RESOLUTION.

Leave was granted to Mr. Jaqua to offer the following resolution, which was adopted :

Resolved, That when this House adjourn it be until to-morrow (Friday) morning at 10 o'clock.

PETITION.

Leave was granted Mr. Rickel to present a petition from ninety two voters and fifty-two women of Fayette county for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

BILLS ON THEIR SECOND READING.

House File No. 4, a bill for an act to amend chapter 9 of the Code, in relation to fugitives from justice, with report of committee recommending amendments, was taken up and considered, and report of the committee adopted.

Mr. Hiatt moved to amend as follows :

Add to the committee amendment : "Provided, that in cases of misdemeanor the State shall in no case be liable for any costs whatever unless conviction is had."

The motion to amend did not prevail.

On motion of Mr. Bradley, the rule was suspended, the bill considered engrossed, and read a third time now.

On the question, shall the bill pass? the yeas and nays were as follows:

The yeas were:

Messrs Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickle, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—92.

The nays were:

Messrs. Dewesse, Gay, Hallock, Morse, and Williams—5.

Absent or not voting:

Messrs. Mallory, Manning of Carroll, and O'Donnell—3.

So the bill passed and the title was agreed to.

Leave was granted Mr. Stone to introduce House File No. 127, a bill for an act in relation to official bonds, making them a lien upon real estate.

Read first and second time, and referred to Committee on Ways and Means.

The Speaker laid before the House a detailed report of the expenditures of the Supreme Court contingent fund, furnished by the Auditor of State, which was read and ordered printed.

Leave was granted Mr. Macy to introduce a petition from thirty-three voters and eleven women of Cedar county, for the repeal of the wine and beer clause.

The Speaker announced the following Special Committee on the Governor's Biennial Message: Messrs. Brown, Bliedung, and Paul.

Leave was granted Mr. Walker to present a petition from the county Board of Supervisors of Wright county, relative to the reduction of court expenses and the abolition of the grand jury system.

Referred to the Committee on Judiciary.

Leave was granted Mr. Elliott to introduce House File No. 128, a bill for an act to amend chapter 26 of the laws of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Judiciary.
On motion of Mr. Ure, the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 25, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. M. N. Miles.

Pending the reading of the Journal, the further reading of the same was dispensed with, on motion of Mr. Hamilton.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolutions in which the concurrence of the House is asked:

Concurrent Resolution, instructing the visiting committees to ascertain and report to the General Assembly, certain information relative to the details of management and expenses of the various State institutions.

Concurrent Resolution for the appointment of a committee on grade of streets to capitol building, and to confer with a committee from the city council of Des Moines.

Resolutions herewith submitted.

J. A. T. HULL, *Secretary*.

PETITIONS.

Mr. Yoran presented a petition in reference to the sale of wine, etc., which was referred to Committee on Suppression of Intemperance.

Mr. Seaman presented a petition in reference to the practice of medicine, which was referred to special committee on that subject.

Mr. Taylor presented a petition in reference to the sale of wine, etc., which was referred to the Committee on Suppression of Intemperance.

Mr. Peake presented a petition from the board of supervisors from Monona county, which was referred to Judiciary Committee.

Mr. Allen presented a petition from John Bicksler and seventy-five others, which was referred to the Committee of Agriculture.

Mr. Waterman presented a petition relating to the overhauling of the road laws, etc., which was referred to the Committee on Roads and Highways.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 8, a bill for an act to repeal section 532 of the Code, title 4, chapter 10, in relation to cities and incorporated towns and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have agreed upon a substitute, and have instructed me to report the same back to the House with the recommendation that said substituted bill do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Wilson, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 23, a bill for an act to extend the provisions of chapter 63, laws of the Eighth General Assembly, so as to include the lands bought by Joseph Bone, under an execution issued upon the foreclosure of original contract of Isaac Murphy, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

C. S. WILSON, *Chairman*.

Ordered passed on file.

Mr. Updergraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 84, a bill for an act to legalize the official acts of George Bishop, a Notary Public in and for Black Hawk county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 95, a bill for an act to amend section 159, chapter 4, title 3, of the Code, relating to the disposition of Supreme Court Reports by the Secretary of State, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

M. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 82, a bill for act to legalize the incorporation and official acts of the council of the town of Colfax, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

THOMAS UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 49, a bill for an act to repeal section 1762, title 12, chapter 9 of the Code, in relation to Teachers' Institutes, and closing schools to attend the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Updegraff introduced House File No. 129, a bill for an act to provide for the organization of the State militia.

Read first and second time, and referred to Committee on Military Affairs.

Mr. Updegraff introduced House File No. 130, a bill for an act to legalize the official acts of Ole Hulverson as notary public.

Read first and second time, and referred to Judiciary Committee.

Mr. Allen introduced House File No. 131, a bill for an act to repeal section 591, chapter 2, title 5, of the Code of 1873.

Read first and second time, and referred to Committee on County and Township Organization and ordered printed.

Mr. Brown introduced House File No. 132, a bill for an act to punish fraudulent tax listing.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Jamison introduced House File No. 133, a bill for an act to repeal chapter 39 of the public laws of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on County and Township Organization, and ordered printed.

Mr. Hotchkiss introduced House File No. 134, a bill for an act to protect the citizens of Iowa from empiricism, etc.

Read first and second time, and referred to Special Committee on Quackery, etc.

Mr. Perrin introduced House File No. 135, a bill for an act to amend

sub division 7 of section 2077, and to repeal sections 2079, 2080 and 2081 of the Code of Iowa.

Read first and second time, and referred to Judiciary Committee.

Mr. Parker introduced House File No. 136, a bill for an act regulating the action of county treasurers, etc.

Read first and second time, and referred to the Committee on Cities and Towns.

Mr. King introduced House File No. 137, a bill for an act to repeal sub division 4 of section 969, of the Code.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. King moved that House File No. 114 be referred to the Committee on Roads and Highways.

The motion prevailed.

Mr. Scott introduced House File No. 138, a bill for an act for the more speedy administration of justice, etc.

Read first and second time, and referred to Committee on Judiciary.

Mr. Bliedung introduced House File No. 139, a bill for an act to amend sections 1, 2 and 3 of chapter 8 of the acts of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Bliedung introduced House File No. 140, a bill for an act providing for the manner in which cases of malpractice be tried.

Read first and second time, and referred to Special Committee on Quackery, etc.

Mr. Hiatt introduced House File No. 141, a bill for an act to repeal sections 1446, 1457, 1458, 1459, 1460, 1461, 1462 and 1463 of chapter 3, title 11, of the Code.

Read first and second time, and referred to Committee on Agriculture.

Mr. Israel introduced House File No. 142, a bill for an act to amend section 3829, chapter 3, title 23, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Israel introduced House File No. 143, a bill for an act to amend section 4332, chapter 18, title 25, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Holbrook introduced House File No. 144, a bill for an act providing for the election, and term of office of township trustees, etc.

Read first and second time, and referred to Committee on County and township organization.

Mr. Coomes introduced House File No. 145, a bill for an act to regulate the sale of wine, beer, etc.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Knoll introduced House File No. 146, a bill for an act to amend chapter 27, of the laws of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on Schools.

Mr. Clayton moved that House File No. 70 be referred to Committee on Agriculture.

The motion prevailed.

Mr. Gardner introduced House File No. 147, a bill for an act limiting the time of bringing actions, etc.

Read first and second time, and referred to Committee on Cities and towns.

RESOLUTIONS.

Mr. Rickel offered the following resolution, which was adopted.

Resolved, That all bills that may be recommended for passage by a committee of the House, shall be printed, unless they be of a private or local character.

Mr. Hiatt offered the following resolution, which was adopted.

Resolved, That the Committee on Retrenchment be instructed to consider whether the wages paid clerks, and minor officers of the House are not unreasonably large, and to report by bill, or otherwise.

Mr. Peake offered the following resolution, which, on motion of Mr. Hotchkiss, was laid on the table.

WHEREAS, During the first three days of this session of the General Assembly, no paper folders were appointed for the House; and

WHEREAS, During these three days, the work of folding for both Houses was done by the two paper-folders for the Senate; therefore

Be it Resolved, That an appropriation of two dollars per day be made to each one of the Senate paper-folders for the time specified.

Mr. Wilson, of Polk, offered the following resolution, which was adopted:

Resolved, That the Speaker appoint a special committee of five, Mr. King, of Franklin, chairman, to prepare a bill or bills for the regulation of courts, with a view to obtaining more speedy and less expensive administration of justice.

Mr. Allen offered the following resolution, which was adopted:

Resolved, That when this House do adjourn, it be until 10 o'clock, to-morrow.

Mr. Rhode offered the following resolution, which was adopted:

Resolved, Where two or more counties are consolidated into one, they shall not be allowed but one clerk.

The Speaker announced the following Committees:

Retrenchment and Reform—Messrs. Wright, of Warren, Allen, Holbrook, Hotchkiss, and Clayton.

Board of Public Charities—Messrs. Jaqua, McCartney, Bloom, Kauffman, Parkinson, Jamison, Carson, Terry, and Gay.

On Resolution for regulation of courts and expenses, Messrs. King, Updegraff, Stone, Fast, and O'Donnell.

Mr. Wright, of Warren, offered the following resolution, which was lost:

Resolved, That the Secretary of State be and he is hereby requested to furnish regular reporters of daily newspapers in this House stationery to the amount of two dollars per week.

MESSAGES AND COMMUNICATIONS ON SPEAKER'S TABLE.

Senate Concurrent Resolution of instruction to the visiting committees to the State institutions was taken up and read.

Mr. Wright, of Warren, moved to amend, add "that each committee so appointed, be furnished with a blank form containing the enquiries set forth in said resolution."

The motion to amend prevailed.

Mr. Yoran move to amend by adding "and penal" in third line, after the word "charitable."

The motion prevailed.

Mr. McCartney offered the following as an amendment, which was lost:

That a copy of this resolution be forwarded by the Secretary of the Senate to each of said institutions, and that the President, Warden, or Principal of each institution furnish the General Assembly, within ten days, with a full and specific report on all the items of inquiry embraced in this resolution.

The resolution as amended was adopted.

Senate resolution relative to a joint committee of both Houses, to confer with a committee of the city council of the city of Des Moines, was taken up and adopted.

Mr. Hotchkiss offered the following resolution, which was adopted:

Resolved by the House of Representatives, That as this House stands adjourned till to-morrow morning, at 10 o'clock, that the Hall be tendered to the convention of supervisors convened in this city at this time, this afternoon for their deliberations, said resolution to be presented by a special committee appointed by the Speaker of the House.

The Speaker appointed on committee of invitation, Messrs. Hotchkiss, Rhode, Wright, of Wayne, and Gray.

Leave of absence was granted Mr. Gordon.

Leave was granted Mr. Clayton to present a petition from Pottawattamie county, which was referred to the special committee, of which Mr. McAllister is chairman.

BILLS ON SECOND READING.

House File No. 82, a bill for an act to legalize the incorporation and official acts of the Council of the town of Colfax, Iowa, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison,

Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichols, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—98.

The nays were—None.

Absent or not voting:

Messrs. Curtiss, and Manning of Carroll—2.

So the bill passed and title was agreed to.

Mr. Hoag moved to reconsider the vote by which the House tendered the use of the Hall of the House of Representatives to the Convention of Supervisors now in session.

The motion did not prevail.

House File No. 8, a bill for an act to amend section 532 of the Code, title 4, chapter 10, in relation to cities and incorporated towns, with report of committee recommending a substitute, was taken up, considered, and the report of the committee was adopted.

The bill was ordered to be engrossed for a third reading.

House File No. 23, a bill for an act to extend the provisions of chapter 63, laws of the Eighth General Assembly, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered to be engrossed, and read a third time.

House File No. 84, a bill for an act to legalize the official acts of George Bishop, etc., with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Updegraff moved that the rule be suspended and the bill be considered, engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffmann, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—98.

The nays were—None.

Absent or not voting:

Messrs. Elliott, and Manning of Carroll—2.

So the bill passed, and the title was agreed to.

On motion of Mr. Wilson, of Polk, House File No. 23, a bill for an act to extend the provisions of chapter 63, laws of the Eighth General Assembly, etc., was taken up.

Mr. Wilson, of Polk, moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stone, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—91.

The nays were:

Messrs. Gray, Hotchkiss, Parkinson, Rhode, Sherrard, and Stephenson—6.

Absent or not voting:

Messrs. Manning of Carroll, Taylor, and Mr. Speaker—3.

So the bill passed, and the title was agreed to.

Leave of absence was granted the Speaker until Tuesday next.

House File No. 95, a bill for an act to amend section 159, chapter 4, title 3, of the Code, &c., with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—96.

The nays were:

Mr. O'Donnell—1.

Absent or not voting :

Messrs. Alford, Manning of Carroll, and Mr. Speaker—3.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Polk, Mr. Deweese, of Jasper, was elected Speaker, *pro tem.*, for the session.

On motion of Mr. Walker, the House adjourned until 10 o'clock to-morrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 26, 1878. }

House met pursuant to adjournment, Speaker, *pro tem.*, in the chair.

Prayer by Hon. C. E. Brown.

Pending the reading of the Journal the further reading was dispensed with.

PETITIONS.

Mr. Yoran presented a petition from the farmers of Jones county, which was referred to Committee on Roads and Highways.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Joint Resolution, relative to appointment of commissioners from Iowa to the Paris Exposition.

J. A. T. HULL, *Secretary.*

Mr. Clayton presented a petition against any act of the legislature relating to the practice of medicine, etc., which was referred to special committee on medicine.

Mr. Whaley presented a petition against the passage of a law regulating the practice of medicine, which was referred to special committee on medicine.

Mr. Hadley presented a petition relating to the manufacture of wine, etc., which was referred to Committee on Suppression of Intemperance.

Mr. Carson presented a petition against enacting laws regulating the practice of medicine, which was referred to special committee on medicine.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 75, a bill for an act to repeal sections 511 and 512 of the Code, and to enact a substitute therefor, in relation to the election of trustees in incorporated towns, beg leave to report that they have had the same under consideration, and have agreed upon a substitute, and have instructed me to report the same back to the House with the recommendation that said substituted bill do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 88, a bill for an act to amend sections 1774 and 1776 of the Code of 1873, prescribing the duties of county superintendents and fixing the salaries of such officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 107, a bill for an act to amend section 1746 of the Code of Iowa, relating to penalty for neglect of duty on part of the secretary of school districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 89, a bill for an act to amend section 1714, title 12, chapter 9 of the Code, in relation to the election of school officers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out section 2, relating to publication clause, and that as so amended it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Rickel introduced House File No. 148, a bill for an act to amend section 3072, chapter 2, title 18, of the Code.

Read first and second time, and referred to the Judiciary Committee, and ordered printed.

Mr. Hamilton introduced House File No. 149, a bill for an act to amend section 4767, chapter 2, of the Code of 1873.

Read first and second time, and referred to Committee on Penitentiary at Fort Madison, and ordered printed.

Mr. Bolton introduced House File No. 150, a bill for an act to authorize counties, cities and towns to refund outstanding bonded debts, etc.

Read first and second time, and referred to the Committee on Cities and Towns, and ordered printed.

Mr. Nichol introduced House File No. 151, a bill for an act to repeal section 1751, chapter 9, title 12, of the Code, &c.

Read first and second time, referred to Committee on Schools, and ordered printed.

Mr. Alford introduced House File No. 152, a bill for an act to repeal sections 489, 493 and 531, of chapter 10, title 4, of the Code, &c.

Read first and second time, referred to Committee on Cities and Towns, and ordered printed.

Mr. Alford introduced House File No. 153, a bill for an act to provide for the levy upon and sale of personal property.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Mr. Young introduced House File No. 154, a bill for an act to punish the reckless and careless use of firearms.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Mr. Rickel introduced House File No. 155, a bill for an act creating the office of county attorney, &c.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Mr. Carson introduced House File No. 156, a bill for an act to enable owners of certain classes of real estate, &c.

Read first and second time, referred to Committee on Cities and Towns, and ordered printed.

Mr. Curtiss introduced House File No. 157, a bill for an act to amend chapter 64, section 1793, of the acts of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Schools.

Mr. Crooks introduced House File No. 158, a bill for an act to repeal section 4117, title 25, chapter 4, of the Code.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Mr. Ashby introduced House File No. 159, a bill for an act relating to the moving of county seats.

Read first and second time, referred to Committee on County and Township Organizations, and ordered printed.

Mr. Walker introduced House File No. 160, a bill for an act to vest titles, &c.

Read first and second time, referred to Committee on Public Lands, and ordered printed.

Mr. Mallory introduced House File No. 161, a bill for an act reducing salaries of county superintendents.

Read first and second time, referred to Committee on Schools, and ordered printed.

Mr. Gay introduced House File No. 162, a bill for an act to amend section 1736 of the Code.

Read first and second time, referred to Committee on Schools, and ordered printed.

Mr. Clayton introduced House File No. 163, a bill for an act to prevent the spread of contagious diseases in public schools.

Read first and second time, referred to Committee on Schools, and ordered printed.

Mr. King introduced House File No. 164, a bill for an act to amend section 389 of the Code, &c.

Read first and second time, referred to Committee on County and Township Organizations, and ordered printed.

Mr. Hallock introduced House File No. 165, a bill for an act to amend section 801, and the third division of section 821, of chapter 1, title 6, of the Code.

Read first and second time, referred to Committee on Agriculture, and ordered printed.

Mr. Duncan introduced House File No. 166, a bill for an act to preserve the purity of elections.

Read first and second time, referred to Committee on Elections, and ordered printed.

Mr. Brown moved that the report of the committee on the publication of the Governor's biennial message and inaugural message in the foreign languages be adopted.

Mr. O'Donnell moved to amend by inserting *National Democrat* at Dubuque.

Mr. Alford moved to amend the amendment by adding the *Deutsche Amerikaner*, of Waterloo.

Mr. Hotchkiss moved to lay the report on the table.

The motion prevailed.

RESOLUTION.

Mr. Clayton offered the following resolution, which was adopted:

Be it resolved by the House of Representatives, the Senate concurring, That the thanks of this General Assembly are hereby tendered to the Convention of County Supervisors now being held in the city of Des Moines, to aid this General Assembly in enacting such laws as will conduce to the economical administration of county and township affairs.

MESSAGES AND REPORTS ON THE SPEAKER'S TABLE.

The joint resolution relative to Commissioners to the Paris Exposition was taken up and adopted.

BILLS ON SECOND READING.

House File No. 75, a bill for an act to repeal section 511 of the Code, and enact a substitute therefor, with report of committee recommending the adoption of a substitute, was taken up, read, and the report of the committee adopted:

Mr. Stone moved that the bill be passed to the files and ordered printed.

The motion prevailed.

Leave was granted Mr. O'Donnell to offer the following resolution, which was adopted:

Resolved, That the Secretary of State be authorized to furnish so much stationery as is necessary to the regular reporters of daily newspapers in this House, not to exceed the amount of one dollar per week.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined Senate File No. 33, a bill for an act to legalize the incorporation and the acts of the officers of the town of Ringwood, in Clinton county, Iowa;

And find the same correctly enrolled.

ELWOOD MACY, *Chairman*.

Leave was granted Mr. Walker to offer the following resolution, which was adopted:

Resolved, That when this House adjourn to-day, it be until 10 o'clock next Monday morning.

Leave of absence was granted Messrs. Carson, Nichol, and Hadley. On motion, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, } DES MOINES, IOWA, January 28, 1878. }

House met pursuant to adjournment, Speaker, *pro tem.*, in the chair. Prayer by Rev. Mr. Gelwicks.

Pending reading of the journal of Saturday, the further reading of the same was dispensed with.

REPORTS OF COMMITTEES.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 1, a bill for an act to authorize cities and towns to procure the right of way for persons, animals and vehicles over railroad bridges across the Mississippi and Missouri rivers, beg leave to report that they have had the same under consideration, and have proposed an amendment, and have instructed me to report the same back to the House with the recommendation that it be amended, by inserting after the word "bridge," in the fourth line of the 1st section, the words "to the extent of the jurisdiction of the State," and that when so amended it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills in which the concurrence of the House is asked:

Senate File No. 4, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Kellogg, in Jasper county, Iowa.

Senate File No. 11, a bill for an act to legalize an election held in the town of Lisbon, county of Linn, State of Iowa, and to legalize the acts of the mayor and town council in relation thereto.

Also, that the Senate has concurred in House amendments to Senate Resolution instructing visiting committees to the various State institutions.

J. A. T. HULL, *Secretary.*

REPORTS OF COMMITTEES.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 19, a bill for an act to define a lawful fence, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

E. B. HOAG, *Chairman.*

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 130, a bill for an act to legalize the official acts as notary public of Ole Hulverson, of Clayton county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Hamilton introduced House File No. 167, a bill for an act to repeal section 487 of the Code, chapter 10, title 4, etc.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Jamison introduced House File No. 168, a bill for an act to provide for ditching lands by open or tile drain.

Read first and second time, and referred to Committee on Agriculture.

Mr. Wilson, of Polk, introduced House File No. 169, a bill for an act to authorize cities of the first and second class to provide for the construction and maintenance of sewers.

Read first and second time, referred to Committee on Cities and Towns, and ordered printed.

Mr. Perrin introduced House File No. 170, a bill for an act to legalize Independent District No. 7, of Dayton township, Chickasaw county, Iowa.

Read first and second time, and referred to Committee on Schools.

Mr. Holbrook introduced House File No. 171, a bill for an act to require school boards to adopt text books for use in the schools, under their supervision.

Read first and second time, and referred to Committee on Schools.

Mr. Fast introduced House File No. 172, a bill for an act to amend sections 3788, and 3789, of chapter 2, title 23 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Russell introduced House File No. 173, a bill for an act to amend section 3080, chapter 2, title 18 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Chapman introduced House File No. 174, a bill for an act to amend chapter 40, of the acts of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Additional Penitentiary at Anamosa, and ordered printed.

Mr. Parker introduced House File No. 175, a bill for an act to repeal sections 156, 157, and 160, of the Code.

Read first and second time, and referred to Judiciary Committee, and ordered printed.

Mr. Ratcliff introduced House File No. 176, a bill for an act to limit the charges of physicians practicing medicine, etc.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Ratcliff introduced House File No. 177, a bill for an act to extend the time for killing or trapping ruffed grouse, or pheasant.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Duncan introduced House File No. 178, a bill for an act in relation to taking, giving, selling, or conveying notes given for patent rights.

Read first and second time, and referred to Judiciary Committee.

Mr. King introduced House File No. 179, a bill for an act to amend section 3169 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Updegraff introduced House File No. 180, a bill for an act to repeal section 2316, title 16, chapter 1, of probate jurisdiction of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Alford introduced House file No. 181, a bill for an act to prevent the spreading of cockle burrs, and Canada thistles.

Read first and second time and referred to Committee on Agriculture.

Mr. McCartney introduced House File No. 182, a bill for an act to amend section 936, chapter 1, title 7 of the Code.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Johnson introduced House File No. 183, a bill for an act to amend section 3084 of title 28, chapter 2 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Barrett introduced House File No. 184, a bill for an act to amend section 798, title 6, chapter — of the Code.

Read first and second time, and referred to Committee on Agriculture.

Mr. Baker introduced House File No. 185, a bill for an act to legalize the incorporation of the town of Ossian, in Winneshiek county.

Read first and second time, and referred to Judiciary Committee.

RESOLUTIONS.

Mr. Brown offered the following resolution, which was referred to the Committee on Printing:

Resolved by the House of Representatives, That the Secretary of State is hereby directed to have five hundred copies of Governor Newbold's biennial message, and Governor Gear's inaugural address, printed in each of the following languages: Bohemian, Swedish, and Holland; and one thousand five hundred in each of the following languages: German and Norwegian, and the translation into these different languages, shall be done without expense to the State.

Mr. Waterman offered the following resolution:

WHEREAS, The business interests of our State are suffering from extreme depression, and the people generally demand economy in all departments of our government; and,

WHEREAS, The expenses entailed upon the people of this State for the maintenance of this General Assembly is necessarily very great; and,

WHEREAS, We believe it to be our duty to enact all necessary laws speedily, and adjourn at the earliest possible day, that we may diminish as much as may be, the outlay in this direction; and,

WHEREAS, Certain resolutions relating to the remonetization of silver, to the repeal of the resumption law, and to other questions of national finance have been introduced in this House; and,

WHEREAS, They call for an expression of opinion only upon the part of this House, on questions that have been already thoroughly discussed both by the press and upon the platform; therefore, be it

Resolved by the House of Representatives of the Seventeenth General Assembly of the State of Iowa, That all or any of said resolutions relating to national finance, if reported to this House for its consideration by the committee to which they have been referred, shall be submitted to vote without debate or discussion thereon.

Mr. Stone moved to indefinitely postpone, and, on demand of Mr. Calvin, the yeas and nays were called for.

The yeas were:

Messrs. Alford, Baker, Barrett, Bloom, Bowdish, Brown, Carson, Coomes, Crooks, Curtiss, Dewese, Doty, Duncan, Elliott, Gay, Hallock, Heron, Hiatt, Higgins, King, Knoll, Kopp, Lyman, Lyon, Manning of Winneshiek, Maynard, O'Brien, Parker, Paul, Rickle, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Tiffin, Tyson, Updegraff, Wells, Williams, Wilson of Kossuth, Wright of Warren, Wright of Wayne, and Yoran—46.

The nays were:

Messrs. Allen, Ashby, Bliedung, Bolton, Bradley, Calvin, Chapman,

Clayton, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hamilton, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Lessenger, McAllister, McCartney, Macy, Mallory, Miles, Morse, Mueller, Nichol, O'Donnell, Parkinson, Peake, Perrin, Ratcliff, Rhode, Seaman, Stephenson, Terry, Tremain, Ure, Walker, Warnock, Waterman, Whaley, Wilson of Polk, Wood, and Young—50.

Absent or not voting:

Messrs. Gordon, Hadley, Manning of Carroll, and Mr. Speaker—4.

So the motion to indefinitely postpone did not prevail.

Mr. Hiatt moved to refer the resolution to the Committee on Federal Relations.

The motion prevailed

Mr. Wilson, of Polk, offered the following resolution, which was adopted:

Resolved, That so much of the resolution relating to appropriation bills as requires them to be introduced by Thursday of this week, be rescinded, and that the time for such introduction be extended one week.

Mr. Walker offered the following resolution, which, on motion of Mr. Tremain, was referred to the Special Committee on Retrenchment:

Resolved, That no clerk who has been or may hereafter be employed by any committee of the House of Representatives of the Seventeenth General Assembly of the State of Iowa, be entitled to receive from the State treasury more than fifty cents per hour for the time employed during sessions of the committee employing such clerk.

Resolved, further, That the chairman of every committee employing a special clerk, shall cause the time of meeting and adjournment of his committee to be entered upon the journal or record of proceedings thereof.

Mr. Wright, of Warren, moved that there be two additional members appointed on the Retrenchment Committee.

The motion prevailed.

Mr. Hiatt offered the following resolution, which was adopted:

Resolved, That the Special Committee on Retrenchment be and they are hereby instructed to consider the question of reducing the mileage of the members of the General Assembly from fifteen cents to ten cents per mile, for the miles actually traveled, and report by bill or otherwise.

On motion of Mr. Scott, House File No. 138 was referred to the special committee of which Mr. King is chairman, and ordered printed.

On motion of Mr. Bolton, House File No. 150 was referred to Committee on Ways and Means.

Mr. Coomes offered the following resolution, which was adopted:

Resolved, That all bills in relation to courts, court expenses, and jury fees, be referred to the special committee appointed for that purpose.

The Speaker announced the following gentlemen as additional members of the Special Committee on Retrenchment: Messrs. Bolton and Hamilton.

Mr. Updegraff moved that the vote by which the resolution of Mr. Coomes in relation to court expenses was adopted, be reconsidered.

The motion prevailed.

Mr. King moved to amend to include all bills hereafter introduced.

Mr. Hiatt moved to refer to the Committee on Judiciary.
The motion prevailed.

MESSAGES AND COMMUNICATIONS ON THE SPEAKER'S TABLE.

Senate File No. 4, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Kellogg, in Jasper county, Iowa, was taken up.

Read first and second time, and referred to Committee on Judiciary.

Senate File No. 11, a bill for an act to legalize an election held in the town of Lisbon, county of Linn, State of Iowa, was taken up.

Read first and second time, and referred to Committee on Judiciary.

BILLS ON SECOND READING.

House File No. 49, a bill for an act to repeal section 1462, title 12, chapter 9, of the Code, etc., with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Calvin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Young—91.

The nays were—None.

Absent or not voting:

Messrs. Curtiss, Gordon, Hadley, Jaqua, Morse, Nichol, Stone, Wood, and Mr. Speaker—9.

So the bill passed and the title was agreed to.

On motion of Mr. Updegraff, House File No. 130, a bill for an act to legalize the official acts, as notary public, of Ole Hulverson, of Clayton county, with report of committee recommending it do pass, with amendments, was taken up, considered, and the report of the committee was adopted.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Yoran, and Young,—90.

The nays were—None.

Absent or not voting :

Messrs. Elliott, Gay, Hadley, Morse, Nichol, Wells, Wood, Wright of Warren, and Mr. Speaker—10.

So the bill passed and the title was agreed to.

House File No. 88, a bill for an act to amend sections 1774 and 1776 of the Code of 1873, describing the duties of county supervisors, &c., with report of committee recommending an indefinite postponement, was taken up, considered, and the report of the committee was adopted.

House File No. 19, a bill for an act to define a lawful fence, with report of committee recommending that it do not pass, was taken up, considered, and the report of the committee was adopted.

BILLS ON THIRD READING.

Substitute for House File No. 8, a bill for an act to amend section 532 of the Code, title 4, chapter 10, in relation to cities and incorporated towns, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Coomes, Gleason, Gray, Hamilton, Heron, Hiatt, Holbrook, Jamison, Jaqua, Johnson, Kopp, Lyman, Lyon, McAllister, Mallory, Manning of Carroll, Maynard, Miles, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Scott, Seaman, Seymour, Stone, Waterman, Whaley, Wilson of Kossuth, Wright of Warren, and Yoran—46.

The nays were :

Messrs. Bliedung, Calvin, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Hallock, Higgins, Hoag, Hotchkiss, Israel, Kauffman, King, Knoll, Lessenger, McCartney, Macy, Manning of Winneshiek, Mueller, Parkinson, Rhode, Rickel, Russell, Seeley, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Polk, Wright of Wayne, and Young—46.

Absent or not voting :

Messrs. Clayton, Gordon, Hadley, Morse, Nichol, Wells, Wood, and Mr. Speaker—8.

So the bill not having received a constitutional majority failed to pass the House.

On motion of Mr. O'Donnell, House File No. 1, a bill for an act to authorize cities and towns to procure the right of way for persons, animals, and vehicles over railroad bridges across the Mississippi and Missouri rivers, with report of committee recommending amendments was taken up, considered, and the report of the committee was adopted.

Mr. O'Donnell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bleidung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Messenger, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickle, Russell, Scott, Seaman, Sheeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Young—87.

The nays were:

Messrs. Gay, Lyman, Mallory, Paul, Stephenson, and Waterman—6.

Absent or not voting:

Messrs. Gordon, Hadley, Morse, Nichol, Wells, Wood, and Mr. Speaker—7.

So the bill passed and the title was agreed to.

RESOLUTION.

Leave was granted Mr. Calvin to offer the following resolution, which was adopted:

Resolved, That from and after this date, this House hold but one session each day until otherwise ordered.

Mr. Gleason offered the following resolution, which was adopted:

Resolved, That when this House do adjourn, it be until to-morrow at 10 o'clock, A. M.

On motion of Mr. Kauffman, the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 29, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Wm. Thornburg.

Pending the reading of the minutes, the further reading of the same was dispensed with, on motion of Mr. Macy.

PETITIONS.

Mr. Fast presented two petitions against restricting the practice of medicine, which were referred to the Special Committee on Medicine, etc.

Mr. McAllister presented a petition from O'Brien county, in relation to actions brought against counties, which was referred Judiciary Committee.

Mr. Wilson, of Polk, presented a petition from Supervisors of the State, which was referred to the Judiciary Committee, and ordered printed.

Mr. Yoran, presented a petition for an amendment to chapter 123, laws of the Sixteenth General Assembly, which was referred to the Committee on Railroads.

Mr. Holbrook presented a petition to establish two Eclectic Chairs in the Medical Department of the State University, which was referred to the Committee on State University.

Mr. Walker presented a petition protesting against the passage of a law regulating the practice of medicine, which was referred to the Special Committee on Medicine, etc.

Mr. Nichol presented a petition from one hundred and eight citizens of Mahaska county, against the passage of a law regulating the practice of medicine, which was referred to the Special Committee on Medicine.

Mr. Hadley presented a petition from Madison county for an act to amend section 5, of chapter 50, of the acts of the Fifteenth General Assembly, which was referred to Committee on Fish and Game.

Mr. Brown presented a petition from members of the Temperance Society Sabbath School of Howard county, which was referred to Committee on Suppression of Intemperance.

Mr. Stone presented a petition of W. Johnson and others for a law to encourage manufactures, which was referred to Committee on Domestic Manufactures.

REPORT OF COMMITTEE.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 4, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Kellogg, Jasper

county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

On motion of Mr. Deweese, Senate File No. 4, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Kellogg, in Jasper county, Iowa, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee adopted.

Mr. Deweese moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young and Mr. Speaker—97.

The nays were—None.

Absent or not voting:

Messrs. Gordon, Miles, and Morse—3.

So the bill passed and the title was agreed to.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 52, a bill for an act to amend clause 2 of section 1717, title 12, chapter 9, of the Code, relating to the powers and duties of electors at their annual meetings in March, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 127, a bill for an act relating to official bonds, and making them liens upon real estate, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 90, a bill for an act to tax telegraph lines, beg leave to report that they have had the same under consideration, and have agreed upon a substitute therefor, and have instructed me to report the same to the House with the recommendation that it do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

On motion of Mr. Stone, House File No. 127 was ordered printed.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 18, a bill for an act defining the powers of trial jurors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 74, a bill for an act to repeal chapter 10, title 3, section 231 of the Code, in relation to grand and local jurors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 22, a bill for an act to punish insolvent banks and bankers for receiving deposits, beg leave to report that they have had the same under consideration, have adopted a substitute, and have instructed me to report the same to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 51, a bill for an act to amend the mechanics' lien law, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 173, a bill for an act to amend section 3080, chapter 2, title 18 of the Code, in relation to attachments, executions, and supplementary proceedings, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 148, a bill for an act to amend section 3072, chapter 2, title 18, of the Code, exempting poultry from execution, beg

leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 86, a bill for an act to amend section 3861, chapter 2, title 23, of the Code, relating to offenses against the lives and persons of individuals, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 67, a bill for an act to amend the act entitled the herd law, chapter 70, laws of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Agriculture.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 56, a bill for an act to repeal section 4420 of the Code, in relation to the trial of an issue of fact in an indictment, beg leave to report the same back to the House with the recommendation that it be amended by the adoption of the following in lieu of sub-division 1, of section 4420, of the bill: The clerk or district attorney must read the indictment and state the defendant's plea to the jury, and the district attorney may briefly state the evidence by which he expects to sustain the indictment; and the words, "either side or," in the 5th sub-division of the bill be stricken out, and when so amended that the bill do pass.

UPDEGRAFF, *Chairman.*

On motion of Mr. Hotchkiss, House File No. 74 was ordered printed.

Mr. Coomes, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 123, a bill for an act to punish tampering with witnesses, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

COOMES, *Chairman.*

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 40, a bill for an act to legalize the acts of and establish the independent School District of Martelle, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

On motion of Mr. Calvin, House File No. 40, a bill for an act to legalize the acts of and establish the independent School District of Martelle, with report of committee recommending that it do pass, was taken up, considered and the report of the committee was adopted.

Mr. Calvin moved that the rule be suspended, and the bill be considered, engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—96.

The nays were—None.

Absent or not voting:

Messrs. Gordon, Manning of Carroll, Miles, and Morse—4.

So the bill passed, and the title was agreed to.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 59, a bill for an act to prevent the introduction and spread of hog cholera in the State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended in the title of the bill by striking out "hog cholera," and inserting "disease among stock;" and in the third line of section 1, strike out "hogs," and insert "stock," and as so amended that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 63, a bill for an act to amend section 6, of chapter 70, of the Fifteenth General Assembly, in relation to the protection of wild grasses for meadow and other purposes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 165, a bill for an act to provide for taxing dogs and define the duty of county supervisor in relation thereto, beg leave to report that they have had the same under consideration, and have in-

structed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 79, a bill for an act to amend the herd law, and make it of uniform application throughout the State, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 94, a bill for an act to punish setting prairie fires, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 12, a bill for an act to provide for taxing dogs, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 97, a bill for an act to protect domestic animals from the depredation of dogs, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred petition asking that a uniform gauge for wagon road be established throughout the State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 36, a bill for an act to provide for the destruction of grasshoppers and their eggs, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended in the third line of section 3 by inserting after the word "appropriation," "not to exceed fifty dollars for any one year in any one township," and after the word "eggs," in seventh line of section 4, add the following: "Any funds remaining unexpended, shall be paid into the treasury of the county in which said fine may have been collected."

This act, being deemed of immediate importance, shall take effect and be in force after its publication in the Council Bluffs Nonpareil,

and State Register, newspapers published in the State of Iowa, and as so amended, that it do pass.

E. B. HoAG, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Bowdish introduced House File No. 186, a bill for an act to amend chapter 64, laws of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Schools.

Mr. Macy introduced House File No. 187, a bill for an act to amend sections 4745, 4746, 4749, and 4767.

Read first and second time, and referred to Committee on Ways and Means, and Appropriations.

Mr. Calvin introduced House File No. 188, a bill for an act to establish a State Cabinet at Iowa City, etc.

Read first and second time, and referred to Committee on State University.

Mr. Rickel introduced House File No. 189, a bill for an act requiring defendants to demur or make a motion to set aside an indictment within a certain time.

Read first and second time, and referred to the Judiciary Committee.

Mr. Hotchkiss introduced House File No. 190, a bill for an act to repeal chapter 1, title 21, section 3626 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Mallory introduced House File No. 191, a bill for an act to amend sections 3849, and 3861, chapter 2, title 24, of the Code of 1873.

Read first and second time, referred to Judiciary Committee, and ordered printed.

On motion of Mr. O'Donnell, leave of absence was granted Mr. Deweese.

Mr. Hamilton introduced House File No. 192, a bill for an act authorizing the county recorder of Lee county to open new indexes and records, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Johnson introduced House File No. 193, a bill for an act to repeal section 3849 of the Code, etc.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Pursuant to a resolution adopted by the House, Mr. Stone moved that the House do now proceed to the election of a United States Senator.

The motion prevailed.

The Speaker appointed as Tellers, Messrs. Lyon and Duncan.

Mr. Stone nominated Hon. Wm. B. Allison, of Dubuque county.

Mr. Hamilton nominated David F. Miller, of Lee county.

Mr. Lyon nominated E. N. Gates, of Jasper county.

Whereupon a vote was taken, with the following result :

Whole number of votes cast.....	96
Of which Hon. Wm. B. Allison received.....	66
Of which David F. Miller received.....	26
Of which E. N. Gates received.....	3
Of which M. E. Cutts received.....	1

Those voting for Hon. Wm. B. Allison were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Flick, Gammons, Gardner, Gay, Gleason, Hadley, Hallock, Heron, Hiatt, Hoag, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Mueller, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—66.

Those voting for Hon. D. F. Miller were:

Messrs. Bloom, Bowdish, Bradley, Crooks, Duncan, Elliott, Fast, Gray, Hamilton, Holbrook, Hotchkiss, Israel, Jamison, Knoll, Lessenger, Mallory, O'Brien, O'Donnell, Paul, Scott, Stephenson, Warnock, Wells, Williams, and Young—26.

Those voting for Hon. E. N. Gates were:

Messrs. Doty, Higgins, and Tyson—3.

Those voting for Hon. M. E. Cutts were:

Mr. Wood—1.

Absent or not voting:

Messrs. Deweese, Gordon, Morse, and Updegraff—4.

On motion of Mr. Hotchkiss, House File No. 36, a bill for an act to provide for the destruction of grasshoppers and their eggs, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee adopted.

Mr. Stone moved to amend the publication clause by inserting "immediate publication."

The motion prevailed.

Mr. Hotchkiss moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion did not prevail.

Mr. King moved to reconsider the vote by which substitute for House File No. 8, a bill for an act to amend section 532 of the Code, in relation to cities and incorporated towns was lost.

The motion did not prevail.

On motion of Mr. Kauffman, House File No. 36, was recommitted to the Committee on Agriculture.

On motion of Mr. Brown, House File No. 18, was taken up and considered, and referred to a special committee.

RESOLUTION.

Mr. Rickel offered the following resolution, which was adopted:

Resolved, That no bills, except those of a private or local character, shall pass to a third reading, or be put on their passage without the same have first been printed and laid upon the desk of the members of this House, at least one day prior to said action.

Mr. Russell introduced House File No. 194, a bill for an act repealing section 3818 of the Code of 1873.

Read first and second time, and referred to Committee on Judiciary.

Mr. Russell introduced House File No. 195, a bill for an act to repeal section 3777 of the Code of 1873.

Read first and second time, and referred to Committee on Judiciary.

Mr. Flick introduced House File No. 196, a bill for an act to amend section 1527, chapter 6, title 11, of the Code, etc.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. O'Brien introduced House File No. 197, a bill for an act to restrain the sale of intoxicating liquors.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Perrin introduced House File No. 198, a bill for an act to amend section 3630 of the Code.

Read first and second time, and referred to Committee on Judiciary.

Mr. Hadley introduced House File No. 199, a bill for an act to provide for the preservation of and better distribution of fish, etc.

Read first and second time, and referred to Committee on Fish and Game, and ordered printed.

Mr. Maynard introduced House File No. 200, a bill for an act to protect native forests.

Read first and second time, and referred to Committee on Horticulture and Forestry.

Mr. Bloom introduced House File No. 201, a bill for an act to amend section 1557, chapter 6, of the Code.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. King introduced House File No. 202, a bill for an act to regulate the driving of herds of cattle of 100 head and over.

Read first and second time and referred to Committee on Agriculture.

Mr. Lyon introduced House File No. 203, a bill for an act to amend section 2242 of chapter 5, title 15, of the Code of 1873.

Read first and second time, and referred to Judiciary Committee.

Mr. Macy moved that House File No. 187 be ordered printed.

The motion prevailed.

Mr. Elliott introduced House File No. 204, a bill for an act to amend section 12, chapter 2, of the Code.

Read first and second time, and referred to the Special Committee on Retrenchment, Wright of Warren, chairman.

Mr. Taylor introduced House File No. 205, a bill for an act to define and punish a breach of trust.

Read first and second time, and referred to the Judiciary Committee.

Mr. McAllister introduced House File No. 206, a bill for an act to legalize the incorporation of the town of Sheldon, O'Brien county, Iowa.

Read first and second time, and referred to Judiciary Committee.

Mr. McAllister introduced House File No. 207, a bill for an act to amend chapter 125, acts of the Sixteenth General Assembly.

Read first and second time, and referred to the Judiciary Committee.

Mr. Stone, from the Committee on Ways and Means, introduced House File No. 208, a bill for taxing sleeping and dining-cars.

Read first and second time, passed on file, and ordered printed.

The Speaker announced the following additional members of the Special Committee on Retrenchment: Messrs. Bliedung and Yoran.

Also, to correct omissions in published list of Committee on Agriculture: Messrs. Walker and Gammons.

RESOLUTION.

Mr. Wright, of Warren, offered the following resolution:

Be it resolved by the House of Representatives, That each member of this House be requested to obtain, as soon as practicable, from the auditor of each of their several counties, a statement showing the amount of salary of each and all of their county officers, and how such salaries are paid; also, the entire amount of court expenses of each of said counties for the two preceding years, ending January 1, 1878, and January 1, 1877, viz: The amount of criminal costs, and the amount of civil court expenses and costs paid by said county, and that such statement be referred to the House Committee on Retrenchment.

Mr. Mallory moved to amend by requesting the members to send blank duplicates.

The motion to amend prevailed.

The resolution as amended was adopted.

On motion of Mr. Yoran, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 30, 1878.

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. M. Miller.

Pending reading of the minutes, the further reading was dispensed with on motion of Mr. McCartney.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolutions, in which the concurrence of the House is asked:

Joint Resolution relative to appropriations for the various State institutions.

Concurrent Resolution relative to Supreme Court Reports for the county of Howard.

House File No. 130, a bill for an act to legalize the official acts, as notary public, of Ole Hulverson, of Clayton county.

Also, that the Senate has passed a substitute for House Joint Resolution relative to repeal of the bankrupt act, in which the concurrence of the House is asked.

J. A. T. HULL, *Secretary.*

The Speaker announced the following as visiting committees:

State University—Messrs. Tremain, and O'Donnell.

Agricultural College—Messrs. Clayton, and Hiatt.

Hospital for the Insane at Mount Pleasant—Messrs. Brown, and Elliott.

Hospital for the Insane at Independence—Messrs. McAllister, and Ratcliff.

Asylum for the Deaf and Dumb—Messrs. King, and Mueller.

Penitentiary at Fort Madison—Messrs. Wright, of Warren, and Wood.

Additional Penitentiary at Anamosa—Messrs. Miles, and Bowdish.

College for the Blind—Messrs. Perrin, and Holbrook.

Soldiers' Orphans' Home—Messrs. McCartney, and Bolton.

Reform School at Eldora—Messrs. Maynard, and Peake.

Reform School at Salem—Messrs. Kauffman, and Gray.

Asylum for Feeble-Minded Children—Messrs. Parkinson, and Paul.

State Hatching House at Anamosa—Messrs. Hoag, and Mallory.

Normal School—Messrs. Taylor, and Young.

PETITIONS.

Mr. Bliedung presented a petition relative to the practice of medicine, which was referred to the Special Committee on Medicine.

Mr. Jaqua presented a petition relating to the practice of medicine, which was referred to the Special Committee on Medicine.

REPORTS OF COMMITTEES.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 135, a bill for an act entitled an act to amend subdivision 7, of section 2077, and to repeal sections 2079, 2080 and 2081 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 180, a bill for an act to repeal section 2316, title 16, chapter 1, "of probate jurisdiction," of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 126, a bill for an act to amend section 2246, of chapter 5, of title 10, of the Code, relating to guardians' bonds, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 183, a bill for an act to amend section 3084, of title 28, chapter 2 of the Code, in relation to surplus on sales on executions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Resolution in relation to reference of all bills relating to courts, court expenses, juries and jury fees, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Joint Resolution No. 1, relative to appropriations for the various State institutions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

W. M. STONE, *Chairman.*

Ordered passed on file.

MR. SPEAKER—Your Special Committee, to whom was referred "a resolution to examine the condition of the vault and safe for the security and protection of the State funds," beg leave to report that upon examination of the safe in the State treasury, they find it *unsafe* for the keeping of the State funds, and, therefore, would recommend that a committee of three be appointed, consisting of the Governor, State Treasurer and State Auditor, and that they be and are herewith authorized, the Senate concurring, to purchase a suitable first class, time lock, burglar proof safe, the cost of which is not to exceed the sum of \$2,500.

MOSES BLOOM, *Chairman.*

O. H. LYON,
J. W. MILES.

Mr. Wright, of Warren, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred Resolution No. 1, to provide for the printing of Governor Newbold's biennial message, and Governor Gear's inaugural address, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the following substitute, and recommend that it do pass.

GEO. WRIGHT, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 139, a bill for an act to

amend sections 1, 2 and 3, of chapter 8, of the laws of the Fifteenth General Assembly, for the purpose of increasing the efficiency of county surveyors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 9, a bill for an act to amend chapter 5, title 18, of the Code of 1873, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 115, a bill for an act to provide a place of holding elections in each township, amending section 614 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

A. J. Wood, *Chairman*.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 162, a bill for an act to amend section 1736 of the Code, requiring district secretaries to report to county superintendents only, and to provide that the county superintendents shall file a copy of this report with the county auditor and county treasurer, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 101, a bill for an act to amend chapter 47 of the laws of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

On motion of Mr. Ure, House File No. 101, a bill for an act to amend chapter 47 of the laws of the Sixteenth General Assembly, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Ure moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Bolton, Calvin, Carson, Chapman, Clayton, Coomes, Flick, Gammons, Gardner, King, Lessenger, McCartney, Manning of Carroll, Manning of Winneshiek, O'Brien, O'Donnell, Parker, Rhode, Updegraff, Ure, Warnock, Whaley, and Mr. Speaker—25.

The nays were:

Messrs. Ashby, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—71.

Absent or not voting—None.

So the bill not receiving the constitutional majority, did not pass.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 156, a bill for an act to enable owners of certain classes of real estate, situate in cities acting under special charters, to have the same severed from the territory of such cities, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Mr. Alford, from the Committee on Federal Relations, submitted the following report:

MR. SPEAKER—Your Committee on Federal Relations, to whom was referred Joint Resolutions on Finance, and National Polity, introduced by the Hon. Messrs. Stone of Marion, Tyson of Webster, Hotchkiss of Davis, Parker of Marshall, and Mallory of Lucas, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the following as a substitute for all of said resolutions, with the recommendation that the substitute be adopted.

LORE ALFORD, *Chairman.*

Ordered passed on file.

On motion of Mr. Alford, the substitute for the original resolutions was ordered printed.

Mr. Stone moved to amend by making it the special order for Wednesday, February 6, at 2 o'clock.

The motion prevailed and the report was ordered printed.

Mr. Rickel, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 201, a bill for an act to amend sec-

tion 1557, title 11, chapter 6 of the Code, in relation to damages on account of intoxication, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 197, a bill for an act to restrain the sale of intoxicating liquors in incorporated cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 53, a bill for an act to repeal section 1558 of the Code of Iowa, in relation to fines and costs assessed and judgments rendered for violations of the intoxicating liquor law, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

H. RICKEL, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Bradley introduced House File No. 209, a bill for an act to repeal section 283, of title 4, of chapter 1, of the Code.

Read first and second time, and referred to the Committee on County and Township Organizations.

Mr. Hiatt introduced House File No. 210, a bill for an act to repeal section 1555, of chapter 6, title 9, of the Code.

Read first and second time, and referred to the Committee on Suppression of Intemperance.

Mr. Hoag introduced House File No. 211, a bill for an act to prevent the spread of Canada thistles.

Read first and second time, and referred to Committee on Agriculture.

Mr. Allen introduced House File No. 212, a bill for an act to repeal section 1112, chapter 4, title 9, of the Code of 1873.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Bolton introduced House File No. 213, a bill for an act to repeal sub-division 1, section 3793, title 23, chapter 2, of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Stone, from the Committee on Ways and Means, introduced House File No. 214, a bill for an act to punish fraudulent banking.

Read first and second time, and referred to Committee on Banks and Banking, and ordered printed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution in which the concurrence of the House is asked:

In relation to a comparison of the House and Senate journals on the vote for United States Senator, and for the election of State Printer, State Binder, and Wardens of the Penitentiaries.

A. T. McCARGAR, *First Asst. Secretary.*

Mr. Perrin introduced House File No. 215, a bill for an act to regulate the election of township assessor, &c.

Read first and second time, and referred to Committee on Elections.

Mr. Hotchkiss introduced House File No. 216, a bill for an act to repeal a part of section 1774, title 12, chapter 9, of the Code.

Read first and second time, and referred to Committee on Schools.

Mr. Stone moved to take up Senate messages.

The motion prevailed.

Senate Resolution relative to meeting in joint convention at 12 o'clock, meridian, for the purpose of comparing the two journals, and of electing State Printer, Binder, and two Wardens of the State Penitentiaries, was taken up and adopted.

Mr. Hamilton introduced House File No. 217, a bill for an act to prevent incompetent persons from conducting the business of Apothecaries, &c.

Read first and second time, and referred to Special Committee on Medicine.

Mr. Scott introduced House File No. 218, a bill for an act to amend chapter 68, acts of the Fifteenth General Assembly.

Read first and second time and referred to Committee on Railroads.

Mr. Bliedung introduced House File No. 219, a bill for an act for the amendment of sections 969 and 971, chapter 2, title 7, of the Code of 1873.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Gordon introduced House File No. 220, a bill for an act to establish and maintain a Normal School at Le Mars.

Read first and second time, referred to Committee on Schools, and ordered printed.

Mr. Seaman introduced House File No. 221, a bill for an act to provide for the proper trimming of hedges.

Read first and second time, and referred to Committee on Agriculture.

Mr. Mallory introduced House File No. 222, a bill for an act to permit the removal of Secretaries of School Districts.

Read first and second time, and referred to Committee on Schools.

Mr. King introduced House File No. 223, a bill for an act to amend sections 3508, 3575, and 3563, chapter 1, title 21, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Wilson, of Polk, introduced House File No. 224, a bill for an act granting cities in certain cases the county bridge tax.

Read first and second time and referred to Committee on Cities and Towns.

RESOLUTIONS.

Mr. Gleason offered the following joint resolution as a substitute for the report from the Committee on Federal Relations, and ordered printed:

Be it resolved by the General Assembly of the State of Iowa, That the public credit should be sacredly maintained, and all the obligations of the government honestly discharged; we favor the early attainment of a currency convertible with coin, and therefore advocate the gradual resumption of specie payment by continuous and steady steps in that direction.

The silver dollar having been the legal unit of value from the foundation of the federal government until 1873, the law under which its coinage was suspended should be repealed at the earliest possible day, and *silver made with gold* a legal tender for the payment of all debts, both public and private.

That we believe that the present volume of the legal tender currency should be maintained, until the wants of trade and commerce demand its further contraction.

That a copy of these resolutions be forwarded to our Senators and Representatives in Congress.

Mr. Coomes offered the following resolution, which was laid over under rule thirty-four:

Resolved, That the Clerk of the Supreme Court of Iowa be directed to furnish to this House an account of the receipts of his office, under section 3771 of the Code.

Mr. Gleason offered the following resolution, which was adopted:

Resolved, That all bills ordered printed by the House or any committee shall be placed in the hands of the printer, and printed in the regular order in which they come into the hands of the Clerk of this House; and that all bills be printed and returned to this House on the next day after the same are placed in the hands of the Clerk for that purpose.

Mr. Seaman offered the following resolution, which was adopted:

Be it resolved by the House of Representatives of the General Assembly of the State of Iowa, That the Committee on Military be and the same is hereby instructed to enquire as to the expediency of abolishing the office of Adjutant-General.

Said committee to report by bill or otherwise.

Mr. Bliedung offered the following resolution, which was adopted:

Be it resolved, That hereafter it shall be the duty of the chairman of every committee of this House to notify the originator of a bill when and where such committee will consider his respective bill, so as to give him an opportunity to take care of the same.

Mr. Stone offered the following resolution, which was laid over under rule thirty-four:

Resolved, That the Secretary of the Agricultural College, of the State University, and of each charitable institution, and the Warden of each Penitentiary, be required, within fifteen days from the passage of this resolution, to report to the Speaker of this House an itemized statement of all salaries, and all compensation, paid to officers and employes of their respective institutions during the financial or biennial

term ending August 31, 1877, giving the name and business of each officer, and the name and duties performed by each employe, and the amount paid to each one. The Secretary of State shall immediately transmit a copy of this resolution to each of the officers above designated.

ENROLLED BILLS.

Mr. Macy submitted a report from Committee on Enrolled Bills:

MR. SPEAKER—The Committee on Enrolled Bills ask leave to report that they have examined the following resolution, and find the same correctly enrolled:

Joint Resolution relative to the appointment of Commissioners from Iowa to the Paris Exposition.

ELWOOD MACY, *Chairman.*

The Speaker announced as Special Committee on House File No. 18, Messrs. Brown, Hoag, Ure, Hotchkiss, Rhode, Tyson, and Higgins.

RESOLUTIONS.

Mr. Yoran offered the following resolution, which was adopted.

Resolved, That the Biennial Report of the Warden of the Anamosa Penitentiary, together with so much of Governor Newbold's biennial message as relates thereto, be referred to the Committee on the Anamosa Penitentiary, with instructions to report to this House by bill, providing for necessary appropriations for the same.

Mr. Wright, of Warren, offered the following resolution, which was adopted:

WHEREAS, The impression is prevalent throughout the State that the various expense accounts of charitable, educational, penal, and reformatory institutions are so large as to be burdensome; and,

WHEREAS, The accounts of the several institutions, as appearing in the biennial reports of said institutions are not, in all cases, so explicit as to convey full knowledge of salaries paid, kind of service rendered, per diem paid for manual labor, &c.; and,

WHEREAS, The necessity is imperative to retrench in the expenses of said institutions, in every way and manner that the same may be done without injury to the said institution; therefore,

Resolved, That the Visiting Committees of the Seventeenth General Assembly to the several institutions of the State, be empowered to send for persons and papers, and that they be directed to inquire into the details of management, wages paid, &c., and that they be required to report in detail to this General Assembly with their recommendations.

Resolved, further, That a committee of three be appointed to prepare questions adapted to and for the use of the several visiting committees, as provided by resolution heretofore passed.

MESSAGES AND COMMUNICATIONS ON THE SPEAKER'S TABLE.

Communication from the Secretary of State, containing the report of the Cedar Falls & Minnesota Railroad Company, was read and ordered printed.

Leave was granted Mr. Bliedung to offer the following resolution, which was referred to the Committee on Federal relations:

It being obvious that if it be competent for the government to make ninety cents' worth of silver of the value of one dollar, it is also competent to make one "cents'" worth of copper of the value of one dollar; therefore, be it

Resolved, That our Senators and Representatives in Congress, assembled, be instructed to favor the unlimited and free coinage of such copper dollars, thus saving silver for the manufacturing of spoons, pitchers, etc., etc., where intrinsic value is *indispensable*.

Joint Resolution, relating to appropriations for the various State institutions, was taken up.

Mr. Stone moved to amend, except such bills as originate with and are reported by the committees.

The motion to amend prevailed.

The resolution as amended was adopted.

Concurrent Resolution from the Senate, in relation to supreme court reports for Howard county, was taken up and adopted.

The House Resolution, relative to the bankrupt law as amended by the Senate, was taken up.

Mr. Alford moved that the further consideration of the resolution be postponed.

The motion did not prevail.

Mr. Wilson, of Polk, moved to indefinitely postpone the further consideration of the resolution.

The motion did not prevail.

Upon the question, shall the House concur in the Senate amendment? it was decided in the affirmative.

BILLS ON SECOND READING.

House File No. 89, a bill for an act to amend section 1714, title 12, chapter 9, of the Code, in relation to the election of school officers, with report of committee recommending it do pass with amendments, was taken up, considered, and the report of the committee was adopted.

The bill was ordered to be engrossed, and read a third time.

House File No. 107, a bill for an act amending section 1745 of the Code of Iowa, relating to neglect of duty on part of the secretary of school districts, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Hiatt moved to amend by striking out the word "whenever" in the 3d line of section 1, and insert the words "within ten days."

The motion prevailed.

The bill was ordered to be engrossed, and read a third time.

Mr. Wright, of Warren, moved to reconsider the vote by which the bill was ordered to be engrossed to a third reading.

The motion prevailed.

Mr. Wright, of Warren, moved to reconsider the vote by which the amendment was adopted.

The motion prevailed.

The question recurring, shall the amendment be adopted? was decided in the negative.

The bill was ordered to be engrossed, and read a third time.

Mr. O'Donnell introduced House File No. 225, a bill for an act to repeal section 2117, and amend sections 2119 and 2128 of the Code.

Read first and second time, and referred to the Judiciary Committee.

Mr. O'Donnell introduced House File No. 226, a bill for an act to amend section 2951 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. O'Donnell introduced House File No. 227, a bill for an act to repeal section 1923 of the Code, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Wilson, of Polk, moved a committee be appointed to notify the honorable Senate that the House is ready to receive them in Joint Convention.

The motion prevailed, and the Speaker appointed as such Committee Messrs. Wilson, of Polk, and Bradley.

Mr. Nichol introduced House File No. 228, a bill for an act to repeal section 1579 of the Code, &c.

Read first and second time, and referred to Committee on Schools.

Mr. Knoll introduced House File No. 229, a bill for an act to amend chapter 2, title 7, of the Code of 1873.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Hadley introduced House File No. 230, a bill for an act to repeal sections 3769 and 3774, Chapter 2, title 23, of the Code.

Read first and second time, and referred to Judiciary Committee.

On motion of Mr. Russell, the report of the Auditor of Supreme Court expenses, was referred to Committee on Retrenchment.

On Motion of Mr. Chapman, the House took a recess until 11:55 o'clock, A. M.

AFTER RECESS.

The House was called to order by the Speaker.

The Speaker announced Messrs. Wright of Warren, McCartney, and Bloom, a Committee on Retrenchment.

PETITIONS.

Leave was granted Mr. Rickle to present a petition in behalf of the Temperance Alliance of the State of Iowa, signed by six thousand persons, praying for the abolition of the "wine and beer" clause, and enacting a prohibition law.

Leave was granted Mr. Chapman to present a petition, signed by ninety citizens of Delaware county, praying for the abolition of the wine and beer clause, and the adoption of a prohibition law.

The Sergeant-at-Arms announced the Honorable Senate, who entered the hall and took seats assigned them.

JOINT CONVENTION.

Lieutenant-Governor Campbell called the convention to order, and announced the object of the joint convention to compare the journals of the two Houses, for the election of United States Senator, and for the election of State Printer, State Binder, and Wardens of the Penitentiaries ; and announced as teller on the part of the Senate, Senator Nichols.

The Speaker announced as teller on the part of the House, Mr. Lyon.

The Senate journal was then read. The House journal was then read.

Mr. Stone offered the following resolution, which was adopted:

Resolved by the General Assembly of the State of Iowa, in Joint Convention Assembled, Pursuant to the act of Congress regulating the time and manner of holding elections for Senators in Congress, approved July 25th, 1866, that William B. Allison be declared the Senator elect from this State to Congress in the United States, for the term of six years from the 4th of March, 1879.

On motion of Mr. Stone, the convention proceeded to the election of State Printer.

Senator Nichols nominated F. M. Mills, of Polk county.

Mr. O'Donnell nominated W. S. Edwards, of Jefferson county.

Whereupon a vote was taken, with the following result :

Whole number of votes cast.....	130
Of which F. M. Mills received.....	102
Of which W. S. Edwards received.....	28

On motion of Senator Young, the convention took a recess until 10:30 o'clock, A. M., Thursday, January 31st, 1878.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 31, 1878. }

10:30 O'CLOCK, A. M.

Joint Convention called to order, Lieut.-Governor Campbell in the chair, who stated the business of the convention to be the election of State Binder, and Wardens of the two State Penitentiaries.

On motion of Mr. Stone, the convention proceeded to an election.

Mr. Wood placed in nomination Matt Parrott, of Black Hawk county.

Mr. Hamilton nominated John H. Audrick, of Clayton county.

Whereupon a ballot was had, with the following result:

Whole number of votes cast.....	129
Matt Parrott received	100
John H. Audrick received	29

Matt. Parrott having received the largest number of votes, was declared elected State Binder for the ensuing term.

Mr. Alford moved to proceed to the election of Warden for the Penitentiary at Fort Madison, which motion prevailed.

Senator Arnold nominated E. C. McMillan, of Marshall county.

Mr. Holbrook nominated S. Sherman, of Iowa county.

Whereupon a vote was had, with the following result:

Whole number of votes cast.....	129
E. C. McMillan received.....	101
S. Sherman received.....	28

E. C. McMillan was, thereupon, declared elected Warden of the State Penitentiary at Ft. Madison, for the ensuing term.

Mr. King moved to proceed to the election of a Warden of the Additional Penitentiary at Anamosa, which motion prevailed.

Senator Rumple placed in nomination A. E. Martin, of Delaware county.

Mr. Knoll nominated Wm. Buckman, of Dubuque county.

Whereupon a vote was taken, with the following result:

Whole number of votes cast	121
A. E. Martin received	93
Wm. Buckman received	28

Whereupon Mr. Martin was declared elected Warden of the Additional Penitentiary at Anamosa.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 30, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Wednesday the 30th day of January, A. D., 1878, for the purpose of electing a United States Senator, William B. Allison having received a majority of all the votes cast for said office, was declared duly elected United States Senator for the term of six years from and after the expiration of the term of the present incumbent; and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this, 30th day of January, A. D., 1878.

F. T. CAMPBELL,
Lt.-Governor and President of the Senate.
JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST :

S. D. NICHOLS,
Teller of the Senate.

O. H. LYON,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 30, 1878.

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Wednesday, the 30th day of January, A. D., 1878, for the purpose of electing a State Printer, F. M. Mills having received a majority of all the votes cast for said office, was declared duly elected State Printer for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 30th day of January, A. D., 1878.

F. T. CAMPBELL,
Lt.-Governor and President of the Senate.
JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST:

S. D. NICHOLS,
Teller of the Senate.
O. H. LYON,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 31, 1878.

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Thursday, the 31st day of January, A. D., 1878, for the purpose of electing a State Binder, Matt Parrott having received a majority of all the votes cast for said office, was declared duly elected State Binder for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 31st day of January, A. D., 1878.

F. T. CAMPBELL,
Lt.-Governor and President of the Senate.
JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

S. D. NICHOLS,
Teller of the Senate.
O. H. LYON,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 31, 1878.

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Thursday, the 31st day of January, A. D., 1878, for the purpose of electing a

Warden at Ft. Madison Penitentiary, E. C. McMillan having received a majority of all the votes cast for said office, was declared duly elected Warden at Ft. Madison, for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 31st day of January, A. D., 1878.

F. T. CAMPBELL,
Lt.-Governor and President of the Senate.
JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST:

S. D. NICHOLS,
Teller of the Senate.
O. H. LYON
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, January 31, 1878.

This is to certify, that at an election by the Houses of the General Assembly of the State of Iowa, in Joint Convention, on Thursday, the 31st day of January, A. D., 1878, for the purpose of electing a Warden for the Anamosa Penitentiary, Ansol E. Martin, having received a majority of all the votes cast for said office, was declared duly elected Warden at Anamosa, for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 31st day of January, A. D., 1878.

F. T. CAMPBELL,
Lt.-Governor and President of the Senate.
JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST:

S. D. NICHOLS,
Teller of the Senate.
O. H. LYON,
Teller of the House of Representatives.

Senator Dows moved that the Joint Convention do now adjourn.
The motion prevailed.

11 O'CLOCK, A. M.

House called to order, the Speaker in the chair, who declared the House adjourned on the old legislation day and open on the new.

Prayer by Rev. J. B. Clark.

Pending the reading of the minutes, the further reading was dispensed with on motion of Mr. Baker.

PETITIONS.

Mr. Carson presented a petition for relief of James and O. P. Wickham, which was referred to the Committee on Claims.

Mr. Lyman presented a petition relating to wine and beer, which was referred to Committee on the Suppression of Intemperance.

Mr. Tyson presented a petition relating to Des Moines river lands, which was referred to the Committee on Public Lands.

Mr. Wilson, of Polk, presented a petition for repeal of beer and wine clause, which was referred to the Committee on Suppression of Intemperance.

Mr. Tiffin presented a petition for repeal of wine and beer clause, which was referred to the Committee on Suppression of Intemperance.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and resolutions, in which the concurrence of the House is asked:

Senate File No. 29, a bill for an act to legalize the sale of certain school lands in Pottawattamie county, Iowa.

Senate File No. 59, a bill for an act to legalize the sale of certain school lands in Cherokee county, Iowa.

Concurrent Resolution relative to adjournment from Friday, February 1st, to Tuesday, February 12th.

Concurrent Resolution relative to instructing visiting committees to report to the General Assembly on or before the 15th of February.

I am also instructed by the Senate to request the House to return to the Senate, Joint Resolution relative to repeal of the bankrupt act.

J. A. T. HULL, *Secretary*.

PETITIONS.

Mr. Gleason presented a petition for repeal of wine and beer clause, which was referred to the Committee on Suppression of Intemperance.

Mr. Jaqua presented a petition in relation to sale of wine, beer and ale.

Referred to Committee on Suppression of Intemperance.

Mr. Morse presented a petition for repealing wine and beer clause.

Referred to the Committee on the Suppression of Intemperance.

Mr. Manning, of Winneshiek, presented a petition for repeal of the

wine and beer clause, which was referred to the Committee on Suppression of Intemperance.

Mr. Waterman presented a petition against a bill regulating the practice of medicine.

Referred to Committee on Medicine.

Mr. Parker presented a petition relative to the practice of medicine, which was referred to the Special Committee on Quackery.

Mr. Rhode presented a petition relative to repeal of the wine and beer clause, which was referred to Committee on Suppression of Intemperance.

Mr. Wood presented a petition to establish two Eclectic Chairs in the Medical Department of the State University.

Referred to the Committee on State University.

Mr. Brown presented a petition in relation to the reduction of the grand jury.

Referred to Committee on Retrenchment and Reform.

Mr. Stone presented a petition for a bill to exempt certain persons from paying school taxes.

Referred to Committee on Schools.

Mr. Heron presented a petition against the passage of a law regulating the practice of medicine.

Referred to special Committee on Medicine.

Mr. Hadley presented a petition to abolish the grand jury system of Iowa.

Referred to Committee on Constitutional Amendments.

REPORTS OF COMMITTEES.

Mr. Wilson, of Polk, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred a joint resolution giving credit to Franklin county for funds claimed by the State, which do not appear to have ever been collected or received by the county, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be adopted.

C. S. WILSON, *Chairman*.

Ordered passed on file.

MINORITY REPORT—JOINT RESOLUTION.

MR. SPEAKER—The undersigned, member of the committee to whom was referred the joint resolution on finance, introduced by the Hon. Stone of Marion, Tyson of Webster, Hotchkiss of Davis, Parker of Washington, and Mallory of Lucas, beg leave to submit the following minority report.

O. TYSON, *Member of Committee*.

WHEREAS, The financial question is of more importance to the American people to-day than any and all other questions ; therefore,

Be it resolved by the General Assembly of the State of Iowa, assembled:

1. That the act of Congress known as the Resumption Act, should be immediately and unconditionally repealed.

2. That the act creating the national banks should be repealed and full legal tender notes of the government substituted for the national bank currency.

3. That there should be no further retirement or contraction of the United States legal tender notes under any pretense or for any purpose whatsoever.

4. That the silver dollar of four hundred and twelve and one-half grains should be immediately remonetized with free and unlimited coinage, and made the unit of value in the United States, and be a full legal tender for all debts, both public and private.

And be it further resolved, That the Secretary of State be directed to transmit a copy of these resolutions to each of our Senators and Representatives in Congress, and that they be requested to further the enactment of measures in accordance with the foregoing resolutions.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 72, a bill for an act to amend section 1001, chapter 3, title 7, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

THOMAS SEELEY, *Chairman*.

Ordered passed on file.

RESOLUTIONS LAID OVER UNDER RULE THIRTY-FOUR.

Resolution relative to the compensation of employes of the various State institutions, was taken up, and leave was granted Mr. Stone to withdraw the resolution.

Resolution relative to receipts and expenditures of the Clerk of the Supreme Court. Adopted.

Leave was granted Mr. Lyon to present a petition from the settlers on the Des Moines river land grant, which was referred to the Committee on Public Lands.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 24, a bill for an act providing for the attendance of witnesses in criminal cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Special Committee, of which Mr. King is chairman.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 206, a bill for an act to legalize the incorporation of the town of Sheldon, O'Brien county, and its ordinances and the acts of its officers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

M. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 198, a bill for an act to amend section 3630 of the Code, in relation to peace officers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 185, a bill for an act to legalize the incorporation of the town of Ossian, Winneshiek county, Iowa, its ordinances and the acts of its officers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 143, a bill for an act to amend section 4332, chapter 18, title 20, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 25, a bill for an act to repeal section 166 of the Code, in relation to special terms of court, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 5, a bill for an act to amend section 3829, of chapter 3, title 3, of the Code, regulating the fees of attorneys in certain cases, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 128, a bill for an act to amend section 1, of chapter 26, of the laws of the Sixteenth General Assembly, in relation to the support of the poor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 142, a bill for an act to amend section 3829 of the Code, relating to the fees of attorneys appointed by the court, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommend-

ation that it do not pass, for the reason that the committee has already reported a bill on the same subject.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Duncan introduced House File No. 231, a bill for an act prohibiting marriage in certain cases.

Read first and second time, and referred Committee on Judiciary.

Mr. Jaqua introduced House File No. 232, a bill for an act to amend sections 969, 972, 974, 987, 996 and 997, of chapter 2, title 7, and section 591, of chapter 1, title 5, of the Code.

Read first and second time, and referred to Committee on Roads and Highways.

On motion of Mr. Gleason, House File No. 25, a bill for an act in relation to special terms of courts, etc., with report of committee recommending that it do pass, with substitute, was taken up, considered, and the report of the committee adopted.

Mr. Gleason moved that the bill be ordered engrossed for third reading.

The motion prevailed.

Mr. Gleason moved that the vote by which the bill was ordered for third reading be reconsidered.

The motion prevailed.

The substitute for House File No. 25, was adopted.

Mr. Gleason moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffmann, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—97.

The nays were:

Messrs. Bloom, Israel, and Yoran—3.

So the bill passed and the title was agreed to.

Mr. Holbrook introduced House File No. 233, a bill for an act to amend section 1996 of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Mallory introduced House File No. 234, a bill for an act to define and regulate the business of banking.

Read first and second time, and referred to Committee on Banking, and ordered printed.

Mr. Carson moved to take up Senate File No. 29, a bill for an act to legalize the sale of certain school lands in Pottawattamie county.

Read first and second time, and referred to Judiciary Committee.

Mr. Rickel introduced House File No. 235, a bill for an act to amend chapter 1, title 6, of the Code, and chapter 63, of the laws of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on Ways and Means, and ordered printed.

Mr. Gleason introduced House File No. 236, a bill for an act in relation to fences.

Read first and second time, and referred to Committee on Railroads.

Mr. Macy introduced House File No. 237, a bill for an act to repeal section 1160 of the Code.

Read first and second time, and referred to Committee on Insurance.

Mr. Walker introduced House File No. 238, a bill for an act to repeal section 3791, chapter 2, of the Code.

Read first and second time, and referred to the Committee on Compensation of Public Officers.

Mr. Hamilton introduced House File No. 239, a bill for an act for the better protection of persons traveling on railroad trains, &c.

Read first and second time, referred to Committee on Railroads, and ordered printed.

Mr. Rhode introduced House File No. 240, a bill for an act to regulate the growing and trimming of hedges.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Rhode introduced House File No. 241, a bill for an act in relation to partition fences.

Read first and second time, and referred to Committee on Agriculture.

Mr. McAllister introduced House File No. 242, a bill for an act granting the Burlington, Cedar Rapids & Northern Railway of Iowa certain lands.

Read first and second time, referred to Committee on Railroads, and ordered printed.

Mr. Hallock introduced House File No. 243, a bill for an act to repeal section 3789, of chapter 2, title 23, of the Code.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Parker introduced House File No. 244, a bill for an act defining the boundaries of independent school districts.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Alford moved to reconsider the vote by which the House concurred in Senate amendment to resolution relative to repealing the bankrupt act.

The motion prevailed.

Mr. Bradley moved that the House refuse to concur in the Senate amendment, and that the same be returned to the Senate.

The motion prevailed.

Mr. Gordon introduced House File No. 245, a bill for an act to repeal chapter 68, of the acts of the Fifteenth General Assembly.

Leave was granted Mr. Mallory to offer the following concurrent resolution :

Resolved, That the Visiting Committees to State University, Agricultural College, Asylum for Deaf and Dumb, and Hospital for Insane at Mt. Pleasant, be instructed to leave to-night to visit the aforesaid institutions, and to report to this House next Wednesday at 10 o'clock, A. M.

That committees to Insane at Independence, Penitentiary at Anamosa, College for the Blind at Vinton, State Hatching House, and Penitentiary at Fort Madison, be instructed to leave Tuesday night next, and to report to this House Tuesday morning, February 12th.

And that the committees to Soldiers' Orphans' Home, Normal School, Reform School at Eldora, Reform School at Salem, and Asylum for Feeble-Minded Children, leave on Friday evening, February 8th, and report Wednesday morning, February 13th.

Mr. King moved to refer to the Speaker of the House.

On motion of Mr. Paul, the resolution was laid on the table.

Mr Gay was excused from serving on the Visiting Committee to the Institution for the Blind, and Mr. Perrin substituted in his place.

Leave of absence was granted Messrs. Clayton and Jaqua until Tuesday night.

On motion of Mr. Young the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 1, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Frisbie.

Pending the reading of the journal, Mr. Hotchkiss moved the further reading be dispensed with, which motion prevailed.

PETITIONS.

Mr. Stone presented a petition in reference to the repeal of the wine and beer clause.

Referred to the Committee on the Suppression of Intemperance.

Mr. Doty presented a petition in reference to wine and beer, which was referred to the Committee on the Suppression of Intemperance.

Mr. Chapman presented a petition in reference to wine and beer, which was referred to the Committee on the Suppression of Intemperance.

Mr. Seeley presented a petition in relation to wine and beer, which was referred to the Committee on the Suppression of Intemperance.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 32: A bill for an act to amend section 432, and repeal section 433 of chapter 10, title 4 of the Code, and to provide a substitute therefor.

Senate File No. 50: A bill for an act to legalize the organization and official proceedings of Independent District No. 7, of Decatur township, Decatur county, Iowa.

J. A. T. HULL, *Secretary*.

Mr. Mallory presented a petition in reference to wine and beer, which was referred to the Committee on the Suppression of Intemperance.

Mr. Coomes presented a petition in reference to the practice of medicine, which was referred to the Special Committee on Medicine.

Mr. King presented a petition relative to doctor's bills, etc., which was referred to the Special Committee on Medicine.

Mr. Bliedung presented a petition relating to wine and beer, which was referred to the Committee on Suppression of Intemperance.

Mr. Paul moved to take up Senate messages.

The motion prevailed.

Whereupon the Concurrent Resolution in relation to both Houses taking a recess, was taken up.

Mr. Hotchkiss moved to indefinitely postpone.

The motion did not prevail.

Mr. Paul moved to postpone the further consideration of the resolution until next Tuesday, 5th proximo.

Upon the motion to postpone, Mr. Alford demanded the yeas and nays.

The yeas were:

Messrs. Allen, Baker, Curtiss, Dewesse, Doty, Hadley, Hamilton, Heron, Hiatt, Hotchkiss, King, Mallory, Manning of Carroll, Maynard, O'Donnell, Parkinson, Paul, Peake, Ratcliff, Scott, Stephenson, Stone, Taylor, Terry, Tiffin, and Williams—26.

The nays were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Higgins, Hoag, Holbrook, Israel, Jamison, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Perrin, Rhode, Rickle, Russell, Seaman, Seeley, Seymour, Sherrard, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—71.

Absent or not voting:

Messrs. Clayton, Gleason, and Jaqua—3.

So the motion to postpone did not prevail.

Mr. Parker moved to amend by striking out the "12th," and inserting "7th" in lieu thereof.

The motion prevailed.

On the adoption of the resolution as amended, Mr. Hotchkiss demanded the yeas and nays.

The yeas were:

Messrs. Alford, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Coomes, Gardner, Gay, Gordon, Hallock, Holbrook, Israel, Johnson, Kopp, Lessenger, Lyman, McAllister, Maynard, Miles, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Seaman, Tyson, Updegraff, Ure, Wells, Wood, Wright of Wayne, Yoran, and Young—42.

The nays were:

Messrs. Allen, Ashby, Baker, Barrett, Bradley, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, King, Knoll, Lyon, McCartney, Manning of Carroll, Manning of Wineshiek, Morse, Parkinson, Rhode, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren and Mr. Speaker—53.

Absent or not voting:

Messrs. Clayton, Gleason, and Jaqua—3.

So the resolution was not adopted.

Leave of absence was granted Mr. Gleason until Tuesday. Also Mr. Perrin until Thursday.

RESOLUTIONS.

Leave was granted Mr. McCartney to offer the following joint resolution, which was adopted:

WHEREAS, The report of the Secretary and Board of Directors of the State Agricultural Society is now ready for publication except the tables of statistics, and the requisite information cannot be obtained for said tables in time to have said report published before the first of September, next; and,

WHEREAS, Said report contains a large amount of very valuable information that should be in the possession of the farmers and others before their spring work commences; therefore, be it

Resolved, by the House of Representatives of the State of Iowa, the Senate concurring, That a joint committee of one from the Senate, and two from the House, be appointed to arrange in order for publication, so much of said report as they may deem important for immediate distribution, and that the Secretary of State be and is hereby authorized and directed to have published six thousand extra copies thereof, for the use of this General Assembly for distribution.

Leave of absence was granted Mr. Miles, until Thursday, Mr. Updegraff, until Friday, Mr. Wells, until Wednesday, Mr. Bowdish, until Thursday, Mr. Nichol, until Tuesday, and Mr. Tyson, until Thursday.

Mr. Tremain moved to reconsider the vote by which the resolution relative to adjournment was lost.

The motion prevailed.

On the question, on the adoption of the resolution, Mr. Stone moved

to reconsider the vote by which amendment to Senate resolution was adopted.

The motion did not prevail.

The question, shall the resolution as amended be adopted prevailed.

Leave was granted Mr. Holbrook to offer the following resolution, which was adopted:

WHEREAS, In the pamphlet copies of rules and standing committees of the Houses, printed for the use of members, the list of standing committees contain several errors and inaccuracies; therefore,

Resolved, That the clerk of this House is hereby directed to carefully compare the said lists of said committees with the original in his possession, and, having discovered and indicated what errors exist, that he announce the same to the House on the day of its next session, in order that members may enter the correction on their printed lists aforesaid, and thus obtain correct lists of the committees.

The Senate resolution relative to the visiting committees was adopted.

Senate File No. 32, a bill for an act to amend section 432, and to repeal section 433 of chapter 10, title 4, of the Code.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 59, a bill for an act to legalize the sale of certain school lands in Cherokee county was taken up.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 50, a bill for an act to legalize the organization of Independent District No. 7, in Decatur township, Decatur county, was taken up.

Read first and second time, and referred to Committee on Schools.

REPORT OF COMMITTEE.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means have instructed me to report the accompanying bill, House File No. 246, a bill for an act to amend sections 1384 and 1390, chapter 2, title 11, of the Code, with the recommendation that it do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 158, a bill for an act to repeal section 4117, title 25, chapter 4, of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 54, a bill for an act to repeal sections 2222 and 2229 of the Code, relating to divorces, and to enact a substitute therefor, beg leave to report that they have had the same under consideration

and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Miles, from the Committee on the Additional Penitentiary at Anamosa, submitted the following report:

MR. SPEAKER—Your Committee on the Additional Penitentiary at Anamosa, to whom was referred House File No. 174, a bill for an act to amend chapter 40 of the acts of the Sixteenth General Assembly, relating to the Additional Penitentiary at Anamosa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. W. MILES, *Chairman*.

Ordered passed on file.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bill and find the same correctly enrolled:

Senate File No. 4, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Kellogg, in Jasper county.

ELWOOD MACY, *Chairman*.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House Files Nos. 31, 48, 69, 144 and 164, bills relating to the election of township trustees, beg leave to report that they have had the same under consideration and have adopted Senate File 168 as a substitute, and instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 42, a bill for an act to amend section 1, chapter 39, of the acts of the Fifteenth General Assembly, relating to the division of counties into supervisor districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 33, a bill for an act to repeal chapter 39, of the public laws of the Fifteenth General Assembly, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. WOOD, *Chairman*.

Ordered passed on file.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 80, a bill for an act to provide for the compilation and publication of the road laws, and distribution of the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

THOS. SEELEY, *Chairman.*

Ordered passed on file.

Mr. Russell, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER—Your Committee on Engrossed Bills ask leave to report that they have examined the following bills and find the same correctly engrossed:

House File No. 107, a bill for an act amending section 1745 of the Code of Iowa, relating to penalty for neglect of duty on part of secretary of school districts.

House File No. 89, a bill for an act to amend section 1714, title 2, chapter 9, of the Code, in relation to the elections of school officers.

W. S. RUSSELL, *Chairman.*

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred Concurrent Resolution memorializing Congress relative to the passage of a bill known as "Hoar's Educational Bill," beg leave to report that they have had the same under consideration, and have instructed me to report the following substitute, for the original resolution, and the committee have further instructed me to recommend that the substitute be adopted:

Substitute for Concurrent Resolution memorializing Congress relative to the bill known as "Hoar's Educational Bill,"

Resolved by the House of Representatives of Iowa, the Senate concurring, That our Senators and Representatives in Congress be notified that the provisions of said bill meet our hearty approval, and that we recommend it to them for their favorable consideration and support.

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 46, a bill for an act to amend chapter 27, of the laws of the Fifteenth General Assembly, amending section 1802 of the Code, providing that the treasurer of an independent district shall not be a member of the board, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: By adding, "*provided*, That said treasurer be a resident of the district;" also, by striking out section 2, relating to publication clause, and that as so amended it do pass.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the House amendments to Senate concurrent resolution in relation to recess.

A. T. McCARGAR, *First Ass't Secretary*.

RESOLUTIONS.

Leave was granted Mr. Tyson to offer the following resolution, which, on motion of Mr. Paul, was laid upon the table.

WHEREAS, The financial condition of our State is such that all industries are sorely pressed; and

WHEREAS, It is almost impossible for our farmers and mechanics to make the year's end meet; and

WHEREAS, There is not money enough in circulation in our country to pay the taxes levied on them, even once; and

WHEREAS, It becomes this body to use every possible means to relieve the people of all unnecessary expenses; therefore,

Be it resolved by the House of Representatives, That no visiting committee shall be allowed a clerk while absent on their duty, to be paid for by the State.

Leave was granted Mr. Duncan to offer the following resolution, which laid over under rule thirty-four:

Resolved, That the Auditor of State be requested to furnish this House the amount of claims audited for clerk hire for each of the several standing committees for the session of the Sixteenth General Assembly.

Mr. King introduced House File No. 247, a bill for an act relative to election and appointment of Railroad Commissioners.

Read first and second time, referred to Committee on Railroads, and ordered printed.

Mr. Hotchkiss introduced House File No. 248, a bill for an act to reduce salaries of officers and employes of the General Assembly.

Read first and second time, and referred to Committee on Retrenchment and Reform.

Mr. Hotchkiss introduced House File No. 249, a bill for an act for the reduction of salaries of Register of the Land Office, and Superintendent of Public Instruction.

Read first and second time, and referred to Committee on Retrenchment and Reform.

Mr. Young introduced House File No. 250, a bill for an act to repeal section 1475, chapter 3, title 9, of the Code.

Read first and second time, and referred to Committee on Agriculture.

Mr. Allen introduced House File No. 251, a bill for an act to repeal section 3762, chapter 1, title 23, of the Code.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. McCartney introduced House File No. 252, a bill for an act to legalize the official acts of S. D. Lindsley.

Read first and second time, and referred to the Judiciary Committee.

Mr. Flick introduced House File No. 253, a bill for act to repeal sections 282, 283 and 287, title 4, chapter 1, of the Code of Iowa.

Read first and second time, and referred to Committee on County and Township Organizations.

Mr. Gray introduced House File No. 254, a bill for an act to repeal section 1575, chapter 6, title 12, of the Code.

Read first and second time, and referred to Committee for Asylum for the Blind, at Vinton.

Mr. Hiatt introduced House File No. 255, a bill for an act to amend section 1751, of the Code.

Read first and second time, and referred to Committee on Schools.

Mr. Kauffman introduced House File No. 256, a bill for an act relative to wine, beer and ale.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Nichol introduced House File No. 257, a bill for an act to amend chapter 112, laws of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Schools.

Mr. Nichol introduced House File No. 258, a bill for an act to amend chapter 112, laws of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Schools.

Mr. Hamilton introduced House File No. 259, a bill for an act to amend the charter of cities acting under special charter.

Read first and second time, and referred to Judiciary Committee.

On motion of Mr. Hamilton, House File No. 231 was ordered printed.

On motion of Mr. Holbrook, House File No. 75, a bill for an act to repeal sections 511 and 512, of the Code, and enact a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Mr. Wood moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedang, Bloom, Bolton, Bradley, Brown, Carson, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—85.

The nays were:

Messrs. Calvin, Chapman, Curtiss, Kauffman, and Rickel—5.

Absent or not voting :

Messrs. Bowdish, Clayton, Gleason, Israel, Jaqua, Johnson, Lessenger, Terry, Waterman, and Mr. Speaker—10.

So the bill passed and the title was agreed to.

Mr. O'Donnell introduced House File No. 260, a bill for an act to confer certain powers upon any House for the Friendless, incorporated under the laws of Iowa.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Mallory moved that the House take up special order for Wednesday, February 6—Resolutions on finance.

The motion did not prevail.

RESOLUTIONS.

Leave was granted Mr. Kauffman to offer the following resolution:

Resolved by the House, the Senate concurring, That the Visiting Committee to the Penitentiary at Ft. Madison, be, and they are hereby authorized and directed to make such examination and investigation as they may deem proper, for the purpose of ascertaining what, if any, irregularities or abuses are connected with the administration of the affairs of said penitentiary; and what, if any legislation is proper or necessary for the correction thereof, and that they have power to send for and examine persons, books and papers in relation thereto.

Mr. Wilson, of Polk, moved to amend by including all State institutions.

The motion prevailed.

The resolution as amended was adopted.

Mr. King offered the following resolution, which was lost.

Resolved by the House of Representatives, the Senate concurring, That the different visiting committees be instructed to make their visits to the several institutions during the vacation.

Leave was granted Mr. Carson to present a petition from citizens of Pottawattamie county for a law regulating the practice of medicine, which was referred to the Special Committee of which Dr. McAllister is chairman.

Leave was granted Mr. Updegraff to offer the following resolution, which was adopted:

Resolved, That a committee, consisting of Messrs. Manning, Parker, and O'Donnell, be authorized to procure, at the lowest possible price, a suitable room for the meetings of the Judiciary Committee of the House.

Leave was granted Mr. Brown to offer the following resolution, which was lost:

Resolved, That the chairmen of the visiting committees be and are hereby authorized to administer the oath.

Mr. Carson moved that the House do now adjourn.

The motion prevailed, and the House adjourned until Thursday, February 7th, at 10 o'clock, A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 7, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. A. L. Frisbie.

Journal of February 1st, read and approved.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 71, a bill for an act to legalize the charter, ordinances, and acts of the officers of the town of Wilton, in the county of Muscatine.

Senate File No. 73, a bill for an act to amend chapter 26, of the laws of the Sixteenth General Assembly, in relation to the support of the poor.

Also, that the Senate has concurred in House resolution instructing visiting committees.

J. A. T. Hull, *Secretary*.

The Speaker presented communications from the Secretary of State and Clerk of the Supreme Court, and, on motion of Mr. Russell, the same were ordered printed.

PETITIONS.

Mr. Manning, of Carroll, presented a petition to amend chapter 6, title 11, Code of 1873.

Referred to Committee on the Suppression of Intemperance.

Mr. Johnson presented a petition for repeal of beer and wine clause, which was referred to Committee on Suppression of Intemperance.

Mr. Bradley presented a petition relative to wine and beer. Referred to Committee on Suppression of Intemperance.

Mr. Hadley presented two petitions relative to wine and beer, which were referred to committee on the Suppression of Intemperance.

Mr. Kopp presented a petition in relation to wine and beer which was referred to the Committee on Suppression of Intemperance.

Mr. Ashby presented a petition relative to wine and beer. Referred to Committee on Suppression of Intemperance.

Mr. Doty presented a petition relative to wine and beer. Referred to Committee on Suppression of Intemperance.

Mr. Fast presented a petition against the re-enactment of laws for capital punishment. Referred to Judiciary Committee.

Mr. Wilson, of Polk, presented a petition relative to wine and beer. Referred to Committee on Suppression of Intemperance.

Mr. Hotchkiss presented a petition relative to jury trials. Referred to Committee on Retrenchment.

Mr. Tyson presented a petition from the board of supervisors of Clinton county. Referred to Committee on Retrenchment.

BILLS INTRODUCED.

Mr. Morse introduced House File No. 261, a bill for an act to prevent the making and publication of false or deceptive statements of fire insurance companies.

Read first and second time, and referred to Committee on Insurance.

Mr. Manning, of Carroll, introduced House File No. 262, a bill for an act to enable school districts to issue bonds for certain purposes.

Read first and second time, and referred to Judiciary Committee.

Mr. Carson introduced House File No. 263, a bill for an act in reference to the rebuilding of the Deaf and Dumb Asylum at Council Bluffs.

Read first and second time, and referred to Committee on Public Buildings.

Mr. Gammons introduced House File No. 264, a bill for an act to provide for local option in the sale of wine and beer.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Johnson introduced House File No. 265, a bill for an act for further appropriations for the College for the Blind.

Read first and second time, and referred to Committee on College for the Blind.

Mr. O'Donnell introduced House File No. 266, a bill for an act to amend section 816 of the Code, etc.

Read first and second time, and referred to Committee on Private Corporations.

Mr. O'Donnell introduced House File No. 267, a bill for an act to amend sections 810 and 812 of the Code.

Read first and second time, and referred to Committee on Private Corporations.

On motion of Mr. King, the time for the introduction of bills on appropriations was extended one week.

Mr. Wilson, of Polk, introduced House File No. 268, a bill for an act to amend chapter 68 of the laws of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on Railroads, and ordered printed.

Mr. Hallock introduced House File No. 269, a bill for an act to legalize the incorporation of the town of Stuart.

Read first and second time, and referred to Committee on Judiciary.

Mr. Seymour introduced House File No. 270, a bill for an act to amend section 921 of the Code.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Morse introduced House File No. 271, a bill for an act apportioning the State into Representative districts.

Read first and second time, and referred to Committee on Senatorial and Representative Districts.

Mr. Deweese introduced House File No. 272, a bill for an act to repeal chapter 56, title 25, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Hadley introduced House File No. 273, a bill for an act to regulate the means of egress from public buildings.

Read first and second time, referred to Committee on Public Buildings, and ordered printed.

Mr. Hadley introduced House File No. 274, a bill for an act to amend section 936, chapter 1, title 7 of the Code.

Read first and second time, and referred to Committee on Printing.

Mr. King introduced House File No. 275, a bill for an act to amend sections 2115, 2116 and 2118, of chapter 7, title 14, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Jamison introduced House File No. 276, a bill for an act to legalize the incorporation of the Co-operative Store of Morning Sun and vicinity.

Read first and second time and referred to Committee on Agriculture.

Leave was granted Mr. Ure to present a petition in relation to wine and beer.

Referred to Committee on Suppression of Intemperance.

Leave of absence was granted Mr. Gleason on account of sickness.

Senate File No. 71, a bill for an act to legalize the charter and ordinances of the town of Wilton, was taken up and read first and second time.

Mr. Terry moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bradley, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Hadley, Hallock, Hamilton, Heron, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, O'Donnell, Parker, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Williams, Wilson of Kossuth, Wilson of Polk, Young, and Mr. Speaker—62.

The nays were—None.

Absent or not voting:

Messrs. Barrett, Bloom, Bolton, Bowdish, Brown, Chapman, Clayton, Elliott, Gay, Gleason, Gordon, Gray, Hiatt, Higgins, Holbrook, Kauffman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Muellet, O'Brien, Parkinson, Paul, Peake, Ratcliff, Sherrard, Stone, Updegraff, Waterman, Wells, Whaley, Wood, Wright of Warren, Wright of Wayne, and Yoran—38.

So the bill passed and the title was agreed to.

Mr. King moved to call up Joint Resolution No. 1, giving certain credits to Franklin county.

The motion prevailed. The resolution was adopted.

Senate file No. 73, was taken up, read first and second time, and referred to Committee on County and Township Organization.

BILLS ON SECOND READING.

House File No. 59, a bill for an act to prevent the introduction and spread of hog cholera, with report of committee recommending amendment, was taken up.

Mr. Hotchkiss moved the bill be passed back on file.

Motion prevailed

House File No. 90, a bill for an act to tax telegraph lines, with report of committee recommending a substitute, was taken up, considered, and substitute adopted.

The bill was ordered engrossed for third reading.

House File No. 86, a bill for an act to amend section 3861, chapter 2, title 23, of the Code, with report of committee recommending it do not pass, was taken up, considered, and the House refused to order engrossing for third reading.

House File No. 51, a bill for an act entitled an act to amend the mechanics' lien law, amending sections 2 and 7, chapter 100, laws of the Sixteenth General Assembly, with report of committee recommending it do not pass, was taken up and considered.

The House refused to order the bill engrossed for third reading.

House File No. 97, a bill for an act to encourage the raising of sheep and other domestic animals, with report of committee recommending that it do not pass, was taken up and considered.

The House refused to order the bill engrossed for third reading.

House File No. 173, a bill for an act to amend section 3080, chapter 2, title 18, of the Code, with report of committee recommending that it do not pass, was taken up and considered.

The House refused to order the bill engrossed for a third reading.

House File No. 56, a bill for an act to repeal section 4420 of the Code, in relation to the trial of an issue of fact in an indictment, with report of committee recommending that it do pass with amendment, was taken up, considered, and the report of the committee was adopted.

Mr. Parker moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bradley, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, East, Flick, Gammons, Gardner, Hadley, Hallock, Hamilton, Heron, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, O'Donnell, Parker, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—63.

The nays were—None.

Absent or not voting:

Messrs. Barrett, Bloom, Bolton, Bowdish, Brown, Chapman, Clayton, Elliott, Gay, Gleason, Gordon, Gray, Hiatt, Higgins, Holbrook, Kauffman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Mueller,

O'Brien, Parkinson, Paul, Peake, Ratcliff, Sherrard, Stone, Updegraff, Waterman, Wells, Whaley, Wood, Wright of Warren, and Wright of Wayne—37.

So the bill passed, and the title was agreed to.

House File No. 5, a bill for an act to amend section 3829, title 23 of the Code, in relation to attorney's fees for defending persons charged with crime, with report of committee recommending substitute was taken up, considered, and the report of the committee was adopted.

Mr. Rickel moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bradley, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Hadley, Hallock, Hamilton, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Mallory, Manning of Winneshiek, Morse, Nichol, Parker, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young and Mr. Speaker—60.

The nays were:

Messrs. Manning of Carroll, and O'Donnell—2.

Absent or not voting:

Messrs. Barrett, Bloom, Bolton, Bowdish, Brown, Chapman, Clayton, Elliott, Gay, Gleason, Gordon, Gray, Heron, Hiatt, Higgins, Holbrook, Kauffman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Mueller, O'Brien, Parkinson, Paul, Peake, Ratcliff, Sherrard, Stone, Updegraff, Waterman, Wells, Whaley, Wood, Wright of Warren, and Wright of Wayne—38.

So the bill passed and the title was agreed to.

House File No. 128, a bill for an act to amend section 1 of chapter 26, of the laws of the Sixteenth General Assembly, in relation to the support of the poor, with report of committee recommending it do pass, was taken up and considered.

Mr. Deweese moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Hadley, Hallock, Hamilton, Heron, Hoag, Hotchkiss, Jamison, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, O'Donnell, Parker, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Wilson of Kossuth, Wilson of Polk, Yoran, Young and Mr. Speaker—59.

The nays were:

Messrs. Bradley, Israel, Jaqua, Seaman, and Williams—5.

Absent or not voting:

Messrs. Barrett, Bloom, Bolton, Bowdish, Brown, Chapman, Clayton, Elliott, Gay, Gleason, Gordon, Gray, Hiatt, Higgins, Holbrook, Kauffman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Mueller, O'Brien, Parkinson, Paul, Peake, Ratcliff, Sherrard, Stone, Updegraff, Waterman, Wells, Wood, Wright of Warren, and Wright of Wayne—36.

So the bill passed and the title was agreed to.

House File No. 58, a bill for an act to tax the loans made by foreign insurance companies, with report of committee recommending it do pass, was taken up and considered.

On motion of Mr. Alford, the further consideration of the bill was postponed until to-morrow, February 8.

House File No. 74, a bill for an act to repeal chapter 10, title 3, sections 291 and 234 of the Code, with report of committee recommending it do not pass, was taken up and considered.

On motion of Mr. Hotchkiss, further consideration of the bill was postponed.

Mr. Lessenger moved that the House do now adjourn.

The motion prevailed and the House adjourned until to-morrow morning, at 10 o'clock, A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 8, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. W. W. Thorpe.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate refuses to concur in House amendment to Senate joint resolution relative to appropriation bills.

J. A. T. HULL, *Secretary*.

Mr. King moved a call of the House.

The motion did not prevail.

Pending the reading of the minutes, the further reading was dispensed with, on motion of Mr. Manning of Winneshiek.

PETITIONS.

Mr. Bradley presented a petition from one thousand citizens of Jackson and Jones counties, for lands to the Chicago, Bellevue, Cascade & Western Railroad, with accompanying bill, House File No. 277, a bill

for an act to grant land to the Chicago, Bellevue, Cascade & Western Railroad Company.

Read first and second time, and referred to Committee on Railways, and ordered printed.

Mr. Terry presented a petition against the repeal of the present railroad laws.

Referred to Committee on Railroads.

Mr. Hoag presented a petition in reference to the practice of medicine.

Referred to the Committee on Medicine.

Mr. Taylor presented a petition from Trustees of State Reform School, which was referred to Committee on Reform School.

Mr. Lyman presented a petition in reference to sale of wine, beer, and ale.

Referred to Committee on Suppression of Intemperance.

Mr. McAllister presented a petition in reference to the practice of medicine.

Referred to Committee on Medicine.

Mr. Rickel presented a petition against the sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Johnson presented a petition requesting the taxation of church property.

Referred to Committee on Ways and Means.

Mr. Scott presented a petition for a stock law.

Referred to Committee on Agriculture.

Mr. Tyson presented two petitions in reference to the Des Moines river lands.

Referred to Committee on Public Lands.

REPORTS OF COMMITTEES.

Mr. Deweese, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 59, a bill for an act to legalize the sale of certain school lands in Cherokee county, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 252, a bill for an act to legalize the official acts of F. D. Lindsley, a justice of the peace in and for Benton county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 32, a bill for an act to amend section 432, and to repeal section 433, of chapter 10, title 4 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consid-

eration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 259, a bill for an act to amend the charter of cities acting under special charters, and conferring additional powers upon such cities, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 62, a bill for an act to amend section 867, title 6, chapter 2, of the Code, defining the duties of county treasurers in relation to giving tax receipts, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

DEWEESE, for Committee.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred Senate File No. 50, a bill for an act to legalize the organization of independent district No. 7, in Decatur township, Decatur county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 157, a bill for an act to amend section 1793, chapter 64, of the acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 170, a bill for an act to legalize independent district No. 7, of Dayton township, Chickasaw county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 186, a bill for an act to amend chapter 64, laws of the Sixteenth General Assembly, amending section 1793, providing for the county superintendent as arbitrator in case of disagreement of the boards of directors, and determining where children shall attend school,

beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Hamilton introduced House File No. 278, a bill for an act authorizing cities and towns to require a license of all persons for publishing or printing any general advertising paper, etc., etc.

Read first and second time, and referred to Committee on Printing.

Mr. Stone introduced House File No. 279, a bill for an act to regulate miners and mining.

Read first and second time, and referred to Committee on Ways and Means, and ordered printed.

Mr. Stone introduced House File No. 280, a bill for an act to exempt certain property of persons over sixty-five years of age from taxation.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Stone introduced House File No. 281, a bill for an act to amend section 2653, title 27, of the Code.

Read first and second time, and referred to the Judiciary Committee.

Mr. Alford introduced House File No. 282, a bill for an act to repeal section 3058 of chapter 9, title 18 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Jaqua introduced House File No. 283, a bill for an act to make cities and incorporated towns road districts in certain cases.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Russell introduced House File No. 284, a bill for an act to amend sections 1729, 1745, 1748, 1777, 1778, and 1780, chapter 9, title 12 of the Code.

Read first and second time, and referred to Committee on Schools.

Mr. Bolton introduced House File No. 285, a bill for an act to suppress intemperance.

Read first and second time, and referred to Committee on Police Regulation, and ordered printed.

Mr. Clayton introduced House File No. 286, a bill for an act amendatory to section 2, chapter 123 of the acts of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Railroads.

Mr. Seymour introduced House File No. 287, a bill for an act to amend chapter 33 of the acts of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Kopp introduced House File No. 288, a bill for an act to amend section 3074 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Doty introduced House File No. 289, a bill for an act in regard to millers and tolls.

Read first and second time, and referred to Committee on Agriculture.

Mr. Taylor introduced House File No. 290, a bill for an act to amend section 885 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Fast introduced House File No. 291, a bill for an act to amend chapter 123, laws of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Railroads.

Mr. Rickel introduced House File No. 292, a bill for an act to limit the amount of attorneys' fees, etc.

Read first and second time, and referred to Committee on Compensation of Public Officers, and ordered printed.

Mr. Parker introduced House File No. 293, a bill for an act to repeal section 391 of the Code.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Parker introduced House File No. 294, a bill for an act to repeal section 1923, chapter 4, title 13, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Flick introduced House File No. 295, a bill for an act to amend section 463 of the Code.

Read first and second time, and referred to Committee on Suppression of Intemperance.

RESOLUTIONS.

Mr. Mallory offered the following resolution, which was laid over under rule thirty-four:

Resolved, That the Auditor of State be and is hereby requested to ascertain from the county treasurers or auditors,

The number of banks in the county;

The capital stock, or capital of each bank or private banker;

The assessment of each;

The rate per cent. of taxation;

Total amount of tax paid;

And that the Auditor prepare and have printed blank forms with the foregoing questions and space for answers, and forward the same at the earliest practicable moment, requesting immediate replies. The information to be obtained to be furnished to the Committee on Banking.

Mr. Bliedung offered the following resolution, which was adopted:

Be it resolved by the House of Representatives, To instruct the Committee on Compensation of Public Officers to prepare a bill providing for fixed salaries for all State, county, or city officials above the office of constable, and thereby to abolish all fees and collateral revenues, thus making these all payable into the treasury entitled thereto. The Committee on Compensation of Public Officers to report one week from to-day.

Mr. Sherrard offered the following resolution, which was adopted:

Resolved by the House, That all bills that have been or may be introduced in relation to the compensation of officers elected by the people be referred to the regular Committee on Compensation of Public Officers.

Mr. Alford offered the following resolution :

Resolved, That it shall be a rule for the government of committees of this House, that seven members of a committee, or a majority, if such majority is less than seven, shall constitute a quorum of each committee for the transaction of business.

Mr. Bloom moved to amend by adding, "providing public notice be given."

The resolution as amended was adopted.

Mr. Walker introduced the following resolution, which was referred to the Committee on Retrenchment and Reform :

WHEREAS, The Asylum for the Deaf and Dumb has been destroyed; and

WHEREAS, If that institution is perpetuated in the State it is necessary to re-build the same or provide a new building, for which purpose an appropriation of \$66,500.00 has been estimated as the cost of re-building; and

WHEREAS, It is for the best interest of the State that said institution be located at or near the Capital; and

WHEREAS, The Mitchell Seminary, a building in every way suited and adapted to the needs and demands of an Asylum for the Deaf and Dumb, together with twenty acres of land, and within sixteen miles of Des Moines, can be had for \$20,000; therefore,

Be it resolved, That the Committee on Retrenchment be and are hereby required to inquire into and report to this House at an early day, the expediency and propriety, or the reverse, of abandoning or disposing of the present site or location of said institution, and purchasing the said building and grounds at Mitchellville, for an Asylum for the Deaf and Dumb, or make such report as they deem proper and for the best interests of the State, in regard to the location of said institution.

Leave was granted Mr. Mueller to introduce House File No. 296, a bill for an act to make appropriations for the Soldiers' Orphans' Home, &c.

Read first and second time, and referred to Committee on Ways and Means and Appropriations.

Leave was granted Mr. Parker to offer the following resolution :

Resolved by the House of Representatives, the Senate concurring therein, That the President of the Senate, and the Speaker of the House, are hereby ordered to adjourn their respective bodies *sine die*, on the 15th day of March, 1878, at 12 o'clock, noon.

Mr Stone moved to lay the resolution on the table.

The motion did not prevail.

Mr. King moved to strike out "15th," and insert "9th."

Mr. Hotchkiss moved to amend the amendment by striking out "9th inst.," and inserting "14th inst."

Mr. Alford moved to postpone further action for one week, February 14, 1878, at 2 o'clock, P. M., and make it a special order for that day.

The motion prevailed.

MESSAGES AND COMMUNICATIONS ON SPEAKER'S TABLE.

Joint Resolution No. 1, relative to appropriations for the various State institutions, was taken up.

Mr. Stone moved that the House insist on its amendment, and a Committee of Conference be appointed on the disagreeing votes of the two Houses.

The motion prevailed.

The Speaker appointed Messrs. Stone, Hamilton, and Yoran, committee on part of the House.

On motion of Mr. O'Donnell, Senate File No. 32, a bill for an act to repeal section 433, of chapter 10, title 4 of the Code, &c., with report of committee recommending that it do pass was taken up, considered, and the report of the committee was adopted.

Mr. O'Donnell moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, O'Donnell, Parker, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—82.

The nays were:

Mr. Ashby—1.

Absent or not voting:

Messrs. Bloom, Bowdish, Elliott, Gray, Kauffman, McCartney, Maynard, Miles, O'Brien, Parkinson, Peake, Ratcliff, Updegraff, Wood, Wright of Warren, and Wright of Wayne—17.

So the bill passed, and the title was agreed to.

On motion of Mr. Perrin, House File No. 170, a bill for an act to legalize independent district No. 7, of Dayton township, Chickasaw county, Iowa, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

Mr. Perrin moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Knoll, Kopp, Lessenger, Lyman,

Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, O'Donnell, Parker, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Yoran, Young, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Bowdish, Brown, Coomes, Elliott, Gray, Jaqua, Kauffman, King, McCartney, Maynard, Miles, O'Brien, Parkinson, Peake, Ratcliff, Updegraff, Wilson of Polk, Wood, Wright of Warren, and Wright of Wayne—20.

So the bill passed and the title was agreed to.

On motion of Mr. Baker, House File No. 185, a bill for an act to legalize the incorporation of the town of Ossian, in Winneshiek county, Iowa, its ordinances, and the acts of its officers thereunder, with report of committee recommending that it do pass was taken up, considered, and the report of the committee was adopted.

Mr. Baker moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Paul, Perrin, Rhode, Rickle, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Bowdish, Brown, Elliott, Gray, Kauffman, McCartney, Manning of Carroll, Maynard, O'Brien, O'Donnell, Parkinson, Peake, Ratcliff, Stone, Updegraff, Wood, Wright of Warren, and Wright of Wayne—19.

So the bill passed and title was agreed to.

On motion of Mr. Hadley, House File No. 80, a bill for an act to provide for the compilation and publication of the road laws and the distribution of the same, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

The bill was ordered to be engrossed for a third reading.

Mr. Hadley moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley-

Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Fast, Gammons, Gardner, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Israel, Jamison, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Macy, Morse, Mueller, Parker, Paul, Perrin, Rickel, Seaman, Seeley, Seymour, Sherrard, Stephenson, Terry, Tiffin, Tremain, Walker, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, and Mr. Speaker—58.

The nays were :

Messrs. Aller, Duncan, Flick, Gay, Higgins, Hotchkiss, Jaqua, Johnson, Lyon, Mallory, Manning of Carroll, Nichol, Russell, Scott, Taylor, Tyson, Ure, Warnock, Williams, Yoran, and Young—21.

Absent or not voting :

Messrs. Bloom, Bowdish, Brown, Elliott, Gray, Kauffman, McCartney, Manning of Winneshiek, Maynard, Miles, O'Brien, O'Donnell, Parkinson, Peake, Ratcliff, Rhode, Stone, Updegraff, Wood, Wright of Warren, and Wright of Wayne—21.

So the bill passed and the title was agreed to.

Mr. King moved to reconsider the vote by which the bill passed the House.

The motion prevailed.

On motion of Mr. Alford the vote was reconsidered by which the rule was suspended and the bill put on its passage.

Mr. King moved that the bill pass on the files.

The motion prevailed.

On motion of Mr. McAllister, House File No. 206, a bill for an act to legalize the incorporation of the Town of Sheldon, and its ordinances, and the acts of its officers thereunder, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee adopted.

Mr. McAllister moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Bowdish, Brown, Elliott, Gray, Kauffman, McCartney, Maynard, Miles, O'Brien, O'Donnell, Parkinson, Peake, Ratcliff, Stone, Updegraff, Wood, Wright of Warren, and Wright of Wayne—18.

So the bill passed, and the title was agreed to.

Mr. Hotchkiss moved that the resolutions on finance be made the

special order for to-morrow at 2 o'clock, P. M., Saturday, February 9th, in the committee of the whole House.

Mr. Manning, of Winneshiek, moved to amend by striking out "February 9th, at 2 o'clock, P. M.," and insert "Monday, February 11th."

Mr. Macy moved to amend the amendment by striking out "Monday, February 11th," and insert "the first Monday in June."

On motion of Mr. Hamilton, the House adjourned until to-morrow at 10 o'clock, A. M.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 9, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. D. Kooker.

Pending the reading of the minutes, on motion of Mr. Clayton, the further reading of same was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and resolution, in which the concurrence of the House is asked:

Senate File No. 15, a bill for an act to repeal sections 3889 and 3890 of chapter 3, title 24, of the Code, in relation to setting out fires, and to enact a substitute therefor.

Senate File No. 37, a bill for an act to repeal sections 1060 and 1064 of the Code, relating to corporations for pecuniary profit, and enact substitutes in lieu thereof.

Senate File No. 53, a bill for an act to amend section 1241 of the Code of Iowa, title 10, chapter 4, relating to taking private property for works of internal improvements.

Senate File No. 68, a bill for an act to amend section 591, title 5, chapter 1, of the Code relating to terms of office of township trustees.

Concurrent Resolution instructing Executive Council to purchase a safe for the office of Secretary of State.

I am also directed to inform your honorable body that the Senate has passed the following bill without amendment:

House File No. 40, a bill for an act to legalize the acts of and to establish the Independent District of Martelle.

J. A. T. HULL, *Secretary.*

UNFINISHED BUSINESS.

The question recurring on the motion of Mr. Hotchkiss to make Finance Resolution the special order for to-day.

Leave was granted Mr. Macy to withdraw his amendment.

The question recurring on the amendment of Mr. Manning, of Winneshiek, the amendment was lost.

Mr. Mallory moved to take up Finance Resolution now, and that speeches be limited to ten minutes.

The motion did not prevail.

The question on making Finance Resolution the special order for this afternoon, Mr. Deweese moved to strike out "this afternoon," and insert "one week from to-day."

Mr Bradley demanded the yeas and nays:

The yeas were:

Messrs Allen, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Deweese, Flick, Gleason, Gordon, Hadley, Heron, Hiatt, Johnson, McAllister, Manning of Carroll, Mueller, Nichol, Seaman, Updegraff, Walker, Waterman, Whaley, and Mr. Speaker—26.

The nays were:

Messrs. Alford, Ashby, Baker, Barrett, Bloom, Coomes, Crooks, Doty, Duncan, Fast, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, King, Knoll, Kopp, Lessenger, Lyman, Lyon, Macy, Mallory, Manning of Winneshiek, Morse, Parker, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Warnock, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, and Young—58.

Absent or not voting:

Messrs. Bowdish, Brown, Chapman, Curtiss, Elliott, Kauffman, McCartney, Maynard, Miles, O'Brien, O'Donnell, Parkinson, Peake, Wood, Wright of Warren, and Wright of Wayne—16.

So the motion to make a special order one week from to-day did not prevail.

Mr. Seaman moved to strike out "to-day," and insert "April Fool's day, at sunrise."

The motion did not prevail.

The question recurring on the motion of Mr. Hotchkiss, that finance resolution be made the special order for this afternoon, at 2 o'clock, prevailed.

PETITIONS.

Mr. Hoag presented a petition from four thousand five hundred and fifty-eight persons, for the repeal of wine and beer clause. Referred to Committee on Suppression of Intemperance.

Mr. Rickel presented a petition from seventy-four persons, for repeal of wine and beer clause. Referred to Committee on Suppression of Intemperance.

Mr. Mueller presented a petition against the repeal of wine and beer clause. Referred to Committee on Suppression of Intemperance.

Mr. Crooks presented a petition of two hundred and seventy-nine voters of Boone county, in reference to Des Moines River lands. Referred to Committee on Public Lands.

Mr. Waterman presented a petition of five hundred citizens of Scott county, against the repeal of wine and beer clause. Referred to Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Deweese, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 81, a bill for an act to amend section 3275, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 85, a bill for an act to repeal section 8751 of the Code, relating to depositions, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 72, a bill for an act to amend section 2590, chapter 5, title 17, of the Code, limiting the number of changes of the place of trial in civil causes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting the words "to either party" after the word "changes" in the 3d line of section 1, and when so amended that the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 61, a bill for an act to amend section 3588 of the Code, relating to appeals from justices of the peace, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 29, a bill for an act to legalize the sale of certain school lands in Pottawattamie county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 55, a bill for an act to repeal section 1507, of chapter 5, title 16, of the Code, relating to fences, as amended by chapter 101, of the laws of the Sixteenth General Assembly, and enacting a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Agriculture.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 103, a bill for an act to amend section 3074, chapter 2, title 18, of the Code, relating to exemptions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by the addition of the following to the end of the bill: "Except for debts contracted for groceries within one year, and provisions necessary for the support of the family," and when so amended that the bill do pass.

DEWEESE, *for Committee.*

Ordered passed on file.

Mr. Walker, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 30, a bill for an act to amend chapter 3, title 5, of the Code, regulating the election of supervisors of highways and of township assessors in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. C. WALKER, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 93, a bill for an act to regulate the forfeitures of policies of life insurance, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

The resolution laid over under rule thirty-four, in reference to the Auditor of State furnishing the House with the amount of clerk hire audited, &c., was taken up and adopted.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 36, a bill for an act to provide for the destruction of grasshoppers and their eggs, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 45, a bill for an act to provide for the investigation of the diseases of swine, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 276, a bill for an act to legalize the incorporation of the co-operative store of Morning Sun and vicinity, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Judiciary Committee.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 202, a bill for an act to regulate the driving of herds of cattle of one hundred head or more, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 70, a bill for an act to amend section 1464 of the Code, relating to domestic and other animals, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

E. B. HOAG, *Chairman.*

Ordered passed on file.

The resolution of Mr. Mallory, in reference to the Auditor of State furnishing the House the number of banks in the counties, laid over under rule thirty-four, was taken up and adopted.

Leave was granted Mr. Stone to submit a report from Committee on Ways and Means.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 91, a bill for an act relating to revenue, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with a substitute therefor, which is hereto attached, with the recommendation that said substitute do pass.

W. M. STONE, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Whaley introduced House File No. 297, a bill for an act to repeal section 4509, chapter 33, title 25, of the Code.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Mr. Warnock introduced House File No. 298, a bill for an act to amend section 3675, title 22, chapter 1 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Wilson of Polk, introduced House File No. 299, a bill for an act in relation to the new capitol building, and making additional appropriation therefor.

Read first and second time, and referred to Committee on Ways and Means, and Appropriations, and ordered printed.

Mr. Calvin introduced House File No. 300, a bill for an act making appropriations for the Iowa Hospital for the Insane at Independence.

Mr. King introduced House File No. 301, a bill for an act apportioning the State into Representative Districts.

Read first and second time, and referred to Committee of Senatorial Districts.

Mr. Mallory introduced House File No. 302, a bill for an act to amend chapter 145 of the acts of the Sixteenth General Assembly.

Read first and second time, and referred to the Judiciary Committee.

Mr. Jamison introduced House File No. 303, a bill for an act to amend section 1507 of chapter 4, title 11 of the Code.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Paul introduced House File No. 304, a bill for an act to make an annual appropriation for the State University.

Read first and second time, and referred to Committee on State University.

Mr. Deweese introduced House File No. 305, a bill for an act to repeal section 6, of chapter 70, of the acts of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Gleason introduced House File No. 306, a bill for an act to protect owners and keepers of boarding-houses, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Seymour introduced House File No. 307, a bill for an act to amend section 1798 of the Code, etc.

Read first and second time, and referred to Committee on Schools.

Mr. Hamilton introduced House File No. 308, a bill for an act relating to officers in cities and towns.

Read first and second time, and referred to the Committee on Cities and Towns.

Mr. Hamilton introduced House File No. 309, a bill for an act relating to the competency of jurors.

Read first and second time, and referred to Judiciary Committee.

Mr. Morse introduced House File No. 310, a bill for an act to repeal section 866, title 6, chapter 2, of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Doty submitted a resolution of inquiry in reference to salaries of county officers, which was referred to Committee on Retrenchment and Reform.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 130, a bill for an act to legalize the official acts as notary public of Ole Hulverson, of Clayton county.

Senate File No. 71, an act to legalize the incorporation, ordinances, and acts of the officers of the town of Wilton, in the county of Muscatine.

ELWOOD MACY, *Chairman.*

SENATE MESSAGES ON SPEAKER'S TABLE.

Senate File No. 15, a bill for an act to repeal sections 3889 and 3890, chapter 3, title 24, of the Code, was up taken.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 37, a bill for an act to repeal sections 1060 and 1064 of the Code, was taken up.

Read first and second time, and referred to Committee on Private Corporations.

Senate File No. 53, a bill for an act to amend section 1241 of the Code, was taken up.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 68, a bill for an act to amend section 591, title 5, chapter 1, of the Code, was taken up.

Read first and second time, and referred to the Committee on County and Township Organization.

Senate Resolution, relating to the purchase of a burglar-proof safe, was taken up.

Referred to Committee on Ways and Means.

BILLS ON SECOND READING.

House File No. 60, a bill for an act to repeal section 3901, chapter —, title 24, of the Code, in relation to the keeping and sale of naphtha, &c., with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

On motion of Mr. Mallory the vote was reconsidered by which the bill was ordered engrossed.

Mr. Mallory moved to amend first line of section 3: Strike out "5,000," and insert "3,000."

The motion prevailed.

Mr. Bloom moved to amend section 4: Strike out "150 deg.," and insert "120 deg."

The motion did not prevail.

Mr. Crooks moved to amend section 4: Add to 9th line, "which compensation shall not exceed \$3.00 per diem."

The motion prevailed.

Mr. Hiatt moved to strike out section 3.

The motion did not prevail.

Mr. King moved to amend the amendment: "Provided the compensation be fixed by the city council."

On motion of Mr. Bloom the bill was recommitted to the Committee on Police Regulation.

House File No. 148, a bill for an act to amend section 3072, chapter 2, title 18, of the Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Hiatt moved to strike out "50," and insert "20," in first line.

The motion did not prevail.

The bill was ordered to be engrossed for a third reading.

House File No. 127, a bill for an act relating to official bonds and making them liens upon real estate, with report of committee recommending it do not pass, was taken up and considered.

Mr. Bradley moved that the bill be indefinitely postponed.

Mr. Stone moved to recommit to the Committee on Ways and Means and Appropriations.

The motion did not prevail.

The bill was indefinitely postponed.

On motion of Mr. Stone, House File No. 208, a bill for an act to tax sleeping and dining cars, with report of committee recommending it do pass, was taken up, considered, and ordered engrossed for a third reading.

House File No. 63, a bill for an act to amend section 6, chapter 70, of the acts of the Fifteenth General Assembly, in relation to the protection of wild grasses and meadows, &c., with report of committee recommending it do pass, was taken up, considered, and ordered engrossed for a third reading.

Mr. Hallock moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Calvin, Carson, Clayton, Coomes, Crooks, Deweese, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Updegraff, Ure, Walker, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—73.

The nays were:

Messrs. Doty, Higgins, Lyman, Sherrard, Stephenson, Tremain, Tyson, and Warnock—8.

Absent or not voting:

Messrs. Bowdish, Brown, Chapman, Curtiss, Elliott, Hadley, Kauff-

man, Lessenger, McCartney, Manning of Carroll, Maynard, Miles, O'Brien, O'Donnell, Parkinson, Peake, Wood, Wright of Warren, and Wright of Wayne—19.

So the bill passed and the title was agreed to.

House File No. 52, a bill for an act to amend clause 2, section 1717, title 12, chapter 9, of the Code, etc., with report of committee recommending indefinite postponement, was taken up and considered. Bill lost.

House File No. 123, a bill for an act to punish tampering with witnesses, with report of committee recommending it do not pass, was taken up, considered, and bill lost.

House File No. 79, a bill for an act to amend the herd law and make it of uniform operation throughout the State, with report of committee recommending it do not pass, was taken up, considered, and bill lost.

House File No. 94, a bill for an act to punish setting prairie fires, with report of committee recommending it do not pass, was taken up, considered, and bill lost.

On motion of Mr. Stone, House File No. 208, a bill for an act to tax sleeping and dining cars, was taken up.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Calvin, Carson, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—75.

The nays were:

Messrs. Bradley, Hoag, King, Macy, Rickel, and Tremain—6.

Absent or not voting:

Messrs. Bowdish, Brown, Chapman, Curtiss, Elliott, Kauffman, McCartney, Manning of Carroll, Maynard, Miles, O'Brien, O'Donnell, Parkinson, Paul, Peake, Wells, Wood, Wright of Warren, and Wright of Wayne—19.

So the bill passed, and the title was agreed to.

Mr. King moved to call up House File No. 202, a bill for an act to regulate the driving of herds of cattle, and recommit same to the Committee on Agriculture.

The motion prevailed.

House File No. 165, a bill for an act to amend section 801, and the 3d division of section 821, of chapter 1, title 6 of the Code, with report of committee recommending that it do not pass was taken up and considered.

The House refused to have the bill engrossed.

Leave of absence was granted Mr. Curtiss until Monday, the 11th inst.

On motion of Mr. Bradley, the House adjourned until 2 o'clock, P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

The hour having arrived for consideration of the special order, Financial Resolution, on motion of Mr. Hiatt, the House resolved itself into the committee of the whole, with Mr. Deweese in the chair.

The committee arose and reported that they had made partial progress, and asked leave to sit again immediately after a call of the House.

On motion of Mr. Stone, a call of the House was ordered.

The clerk called the roll and found the following members absent without leave: Messrs. Allen, Jamison, Lessenger, Ure, and Wilson of Polk.

Mr. Bradley moved that further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Alford moved that further proceedings under the call be dispensed with.

The motion did not prevail.

The sergeant-at-arms brought Mr. Jamison to the bar of the House, who was excused.

On motion of Mr. Morse, the proceedings under the call were dispensed with.

Leave was granted Mr. Updegraff to present a petition and House File No. 311, a bill for an act to extend the time named in an act making a grant of land to the McGregor & Sioux City Railway Company, &c.

Read first and second time, referred to Committee on Railroads, and ordered printed.

Leave was granted Mr. Stone to introduce House File No. 312, a bill for an act to amend chapter 1, title 3, and chapter 2, title 19 of the Code.

Read first and second time, referred to Judiciary Committee, and ordered printed.

The hour having arrived for consideration of the special order, Mr. Russell offered the following resolution, which was adopted:

Resolved, That no member be allowed to speak more than ten minutes while discussing the resolutions on finance, providing, the committee of the whole extends the time.

On motion of Mr. Alford, the House resolved itself into a committee of the whole, with Mr. Deweese in the chair.

Committee arose, reported progress, and asked leave to sit again.

Ordered the report printed.

Mr. Mallory offered a substitute, pending which the House adjourned until Monday, the 11th, at 10 o'clock, A. M.

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, February 11, 1878. }

House met pursuant to adjournment, Speaker in the chair.
Prayer by Rev. W. J. Gill.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 14, a bill for an act to legalize and establish certain courts organized under chapter 143 of the laws of the Sixteenth General Assembly.

Senate File No. 40, a bill for an act to amend section 521 of the Code, title 4, chapter 10, of cities and incorporated towns.

Senate File No. 51, a bill for an act fixing the time when licenses, granted by either cities or incorporated towns, shall terminate.

Senate File No. 60, a bill for an act to amend section 240, chapter 10, title 3 of the Code.

Senate File No. 141, a bill for an act to legalize the incorporation of the town of Emmetsburg, in Palo Alto county, Iowa, the election of its officers, and the acts done, and ordinances passed by the council of said town.

Also, that the Senate has appointed Senators Teale, Maginnis, and Wilson, as a Conference Committee on the part of the Senate, on the disagreeing vote of the two Houses on Joint Resolution No. 1.

J. A. T. HULL, *Secretary*.

Pending the reading of the journal of yesterday, on motion of Mr. Hoag, the further reading was dispensed with.

ENROLLED BILLS.

Mr. Macy, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined:

Senate File No. 32, an act to amend section 432, and to repeal section 433, chapter 10, title 4 of the Code, and to provide a substitute therefor in relation to cities and towns;

And find the same correctly enrolled.

ELWOOD MACY, *Chairman*.

UNFINISHED BUSINESS.

The finance resolution reported from committee of the whole with pending amendments was taken up.

The amendment offered by Mr. Alford, requesting the Secretary of State to forward copies to our Senators and Representatives in Congress prevailed.

The question recurring on Mr. Mallory's substitute, Mr. Macy moved to amend the amendment by substituting the following joint resolution, offered by Mr. Gleason:

Be it resolved by the General Assembly of the State of Iowa, That the public credit should be sacredly maintained, and all the obligations of the government honestly discharged; we favor the early attainment of a currency convertible with coin, and therefore advocate the gradual resumption of specie payment by continuous and steady steps in that direction.

The silver dollar, having been the legal unit of value, from the foundation of the federal government until 1873, the law under which its coinage was suspended, should be repealed at the earliest possible day, and *silver made*, with gold, a legal tender for the payment of all debts, both public and private.

That we believe, that the present volume of the legal tender currency should be maintained until the wants of trade and commerce demand its further contraction.

That a copy of these resolutions be forwarded to our Senators and Representatives in Congress.

Mr. Hiatt moved the previous question, which was seconded.

On the question, shall the main question be now put? it was decided in the affirmative.

On the adoption of the substitute, the amendment to the amendment, Mr. Alford demanded the yeas and nays, with the following result:

The yeas were:

Messrs. Allen, Baker, Barrett, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Hoag, Holbrook, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wright of Warren, Yoran, and Mr. Speaker—62.

The nays were:

Messrs. Alford, Ashby, Bloom, Bradley, Crooks, Doty, Duncan, Fast, Gray, Hamilton, Higgins, Hotchkiss, Israel, Jamison, Knoll, Lessenger, Mallory, Paul, Scott, Stephenson, Stone, Tyson, Warnock, Wells, Williams, Wilson of Kossuth, and Young—28.

Absent or not voting:

Messrs. Bowdish, Elliott, Jaqua, McCartney, Miles, O'Brien, O'Donnell, Peake, Wood, and Wright of Wayne—10.

So the amendment was adopted.

The question on the resolution as amended was adopted.

On the question on the resolution as amended, Mr. Hamilton demanded the yeas and nays.

The yeas were:

Messrs. Allen, Baker, Barrett, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Hoag, Holbrook, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wright of Warren, Yoran, and Mr. Speaker—63.

The nays were:

Messrs. Alford, Ashby, Bloom, Bradley, Crooks, Doty, Duncan, Fast, Gray, Hamilton, Higgins, Hotchkiss, Israel, Jamison, Knoll, Lessenger, Mallory, Paul, Scott, Stephenson, Stone, Tyson Warnock, Wells, Williams, Wilson of Kossuth, and Young—27.

Absent or not voting:

Messrs. Bowdish, Elliott, Jaqua, McCartney, Miles, O'Brien, O'Donnell, Peake, Wood, and Wright of Wayne—10.

So the motion to amend prevailed.

PETITIONS.

Mr. Brown presented a petition in regard to the stock law.

Referred to Committee on Agriculture.

Mr. Brown presented a petition in reference to the practice of medicine.

Referred to Committee on Medicine.

Mr. Waterman presented a petition, an offer of J. J. Burtis of use of Burtis House, Davenport, Iowa, for Asylum for Deaf and Dumb.

Referred to Committee on Deaf and Dumb.

Mr. Seaman presented a petition of 1,400 persons against the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Kauffman presented a petition from Thomas E. Corkhill, a member of the Board of Trustees of the Iowa Reform School.

Referred to Committee on Compensation of Public Officers.

Mr. Higgins presented a petition from 120 persons to modify section 2, chapter 123, acts of the Sixteenth General Assembly.

Referred to Committee on Railways.

Mr. Parkinson presented a petition to regulate the practice of medicine.

Referred to Committee on Medicine.

Mr. Parkinson presented a petition for a law to protect the people from tramps.

Referred to Judiciary Committee.

Mr. Carson presented a petition against the re-enactment of capital punishment.

Referred to Judiciary Committee.

Mr. Clayton presented a petition against enacting laws regulating the practice of medicine.

Referred to Committee on Medicine.

Mr. Higgins presented a petition for the repeal of the acts of the Fifteenth General Assembly, regulating the tariff on railroads.

Referred to Committee on Railroads.

Mr. Ratcliff presented a petition against the re-enactment of capital punishment, etc.

Referred to Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. Brown submitted the following report from special committee on House File No. 18, a bill defining the powers of trial juries:

The Special Committee to whom was referred House File No. 18, a bill defining the powers of trial juries, respectfully report that they have had the same under consideration, and finding said bill to conflict with the 9th section, article 1, of the Constitution, which says "the right of trial by jury shall remain inviolate," which clause is defined by the common law, to mean twelve men, and the verdict must be unanimous, or the verdict of twelve men. We therefore recommend that the said bill be laid upon the table.

The committee further recommend the passage of the following resolution.

Resolved, That the Committee on Constitutional Amendments be, and are hereby instructed to report at an early day, joint resolutions containing the amendments of section 9, article 1, of the Constitution, necessary to obviate the obstacle to the passage of said bill.

C. E. BROWN, *Chairman*.

INTRODUCTION OF BILLS.

Mr. Deweese introduced House File No. 313, a bill for an act to repeal section 814, title 6, chapter 1, of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Hoag introduced House File No. 314, a bill for an act to sub-divide independent school districts.

Read first and second time, referred to Committee on Schools, and ordered printed.

Mr. Hoag introduced House File No. 315, a bill for an act to provide for the sub division of independent school districts.

Read first and second time, and referred to Committee on Schools.

Mr. Hamilton introduced House File No. 316, a bill for an act to amend section 1576, chapter 9, title 11, of the Code.

Read first and second time, and referred to Committee on Banks and Banking.

Mr. Bolton introduced House File No. 317, a bill for an act to amend section 527, chapter 10, title 4, of the Code.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Carson introduced House File No. 318, a bill for an act to repeal section 1867, chapter 12, of the Code

Read first and second time, and referred to Judiciary Committee.

Mr. Allen introduced House File No. 319, a bill for an act to repeal

chapter 156, of the laws of the Sixteenth General Assembly, and to amend section 4783, chapter 2, title 26, of the Code.

Read first and second time, and referred to Committee on Penitentiary at Fort Madison.

Mr. Lyon introduced House File No. 320, a bill for an act regulating the practice of medicine.

Read first and second time, and referred to Committee on Medicine.

Mr. Taylor introduced House File No. 321, a bill for an act to repeal sections 2077, 2078, 2079, 2080, and 2081, of the Code.

Read first and second time, and referred to the Judiciary Committee.

Mr. Waterman introduced House File No. 322, a bill for an act repealing section 163, chapter 5, title 3, of the Code, &c.

Read first and second time, and referred to the Judiciary Committee.

Mr. Fast introduced House File No. 323, a bill for an act to amend section 1946, chapter 6, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Updegraff, introduced House File No. 324, a bill for an act to repeal section 1491, chapter 4, title 11, of the Code.

Read first and second time, and referred to Committee on Agriculture.

Mr. Updegraff introduced House File No. 325, a bill for an act to amend chapter 123 of the laws of the Sixteenth General Assembly.

Read first and second time, and referred to Judiciary Committee.

Mr. Russell introduced House File No. 326, a bill for an act to abolish Circuit Courts.

Read first and second time, referred to Committee on Judiciary and ordered printed.

Mr. Alford introduced House File No. 327, a bill for an act to amend section 821, of chapter 1, of title 6, of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Williams introduced House File No. 328, a bill for an act to amend section 3061, chapter 2, title 18, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Manning introduced House File No. 329 a bill for an act to amend section 307, chapter 2, title 4, of the Code.

Read first and second time, and referred to Committee on Printing.

RESOLUTIONS.

Mr. Knoll offered the following resolution, which was laid over under rule thirty-four :

Resolved, That from and after this day, until otherwise ordered, the House will hold but one session each day, commencing at 9 o'clock, A. M.

Mr. Russell offered the following resolution, which was laid over under rule thirty-four. :

Resolved, That on and after February 18th, 1878, there shall be an afternoon session of this House, and the special order of business hereinafter named, shall be taken up and disposed of in its respective order.

1st. Bills to provide a State revenue.

2d. Bills for Appropriations.

3d. Bills changing Judicial system.

4th. Bills making reduction in Court expenses.

5th. Bills relating to Iowa railroad tariff law.

6th. Bills to protect life, person and property from the depredations of vagrants.

Mr. Mallory offered the following resolution, which was laid over under rule thirty-four:

Resolved, That on and after Thursday, the 14th day of February, this House shall convene at 9:30 o'clock, A. M., and adjourn at 12, M., until further ordered.

Mr. Seaman offered the following Joint Resolution, which was referred to Committee on Railways, and ordered printed:

Joint Resolution instructing our Senators and Representatives in Congress, to vote against the bill for the "Limitation of Transportation of Live Stock, unless shipped in patent cars."

WHEREAS, There has been a bill introduced in Congress through the influence of parties interested in patent live stock cars, virtually compelling shippers to use a particular kind of car, and,

WHEREAS, Said interested parties are trying to pass said bill under the guise and cloak of "humanity to animals in transit;" and,

WHEREAS, The passage of said bill would greatly obstruct shipment of live stock in many ways, to-wit: It would specify just the number of hours stock would be allowed to remain in cars, thus compelling the railroad companies to unload at places against the will and interest of owners, or force shippers to use just such patent cars, for which a royalty would have to be paid to the patentee, thus adding to live stock freight. It would compel the unloading of stock, "(unless shipped in patent cars)," at any station where trains might be, at the expiration of the limit of time for allowing stock to remain in cars, which would often be at times and places where it would be impossible to procure the necessary garbage, feed and water, thereby causing great damage and unnecessary suffering to stock; therefore, be it

Resolved by the General Assembly of the State of Iowa, That our Senators in Congress be instructed, and our Representatives be requested to vote against and use their influence to prevent the passage of the bill now pending in Congress, known as the bill for the "Limitation of Transportation of Live Stock, unless shipped in patent cars."

Resolved, That the Secretary of State be instructed to forward as soon as practicable, a copy of this resolution to each of our Senators and Representatives in Congress.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution in which the concurrence of the House is asked:

Joint Resolution in relation to the title of the Des Moines river lands.

A. T. McCARGAR, *First Asst. Secretary*.

On motion of Mr. Brown, the House took up the report of the committee on House File, No. 18, "a bill defining the powers of trial jurors," with the accompanying resolution:

Resolved, That the Committee on Constitutional Amendments be,

and are hereby instructed to report at an early day, Joint Resolutions containing the amendment of section 9, article 1, of the Constitution necessary to obviate the obstacle to the passage of the bill.

Which was read and adopted.

Mr. Brown offered the following resolution, which, on motion of Mr. Holbrook, was laid on the table:

WHEREAS, Very general dissatisfaction is expressed by the people of the State with the expensive and inefficient workings of the office of County School Superintendents; therefore, be it

Resolved, That the Committee on Schools, be and is hereby instructed to prepare and report a bill so modifying the law as to confer the sole power upon the Board of Supervisors of the said counties, to determine the amount and kind of labor the Superintendent shall perform, and to fix the salary which he shall receive therefor.

Mr. Bliedung offered the following resolution, which was adopted:

The life, liberty, and reputation of the citizen being of more importance than dollars and cents, be it

Resolved, That the Judiciary Committee be, and is hereby instructed to compare existing statutes with reference to new trials, on the ground of newly discovered evidence in civil and criminal cases, and report by bill such changes or amendments as are demanded by a just regard for life, liberty, and reputation.

Leave of absence was granted Mr. Hamilton until Thursday, the 14th inst.

Mr. Wilson, of Kossuth, offered the following resolution, which was adopted:

WHEREAS, On the morning of the 24th of October, 1876, the courthouse in Emmet county, Iowa, was destroyed by fire; and,

WHEREAS, Among other serious losses of records and property by said fire, was the total destruction of a complete set of the supreme court reports of the State of Iowa, belonging to the said county of Emmet; therefore, be it

Resolved by the General Assembly of the State of Iowa, That in consideration of the loss sustained by said county as aforesaid, the Secretary of State is hereby authorized to furnish to said county of Emmet a complete set of Iowa supreme court reports, or so many as he may be able to out of copies now on hand or hereafter to be obtained, accepting from the county the usual voucher therefor in full compensation for the same.

On motion of Mr. Tyson, Memorial and Joint Resolution in relation to the title of the Des Moines river lands, was referred to Judiciary Committee.

Leave was granted Mr. Parker to submit the following report, which was adopted:

MR. SPEAKER—Your Committee on procuring rooms for Judiciary and Railroad Committees, to whom was referred the above subject, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that room No. 14, at Savery House, be secured at the rate of three dollars per day.

J. M. PARKER, *Chairman*.

On motion of Mr. Hamilton, House File No. 259, a bill for an act to amend the charters of municipal corporations existing and acting under special charters, etc., with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

Mr. Walker moved to strike out the publication clause.

The motion prevailed.

Mr. Hamilton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Yoran, and Mr. Speaker—80.

The nays were:

Messrs. Chapman, Deweese, Gray, Nichol, Williams, and Young—6.

Absent or not voting:

Messrs. Bowdish, Elliott, Kauffman, King, McCartney, Manning of Carroll, Miles, O'Brien, O'Donnell, Peake, Stone, Updegraff, Wood, and Wright of Wayne—14.

So the bill passed and the title was agreed to.

On motion of Mr. Hallock, the House adjourned until 10 o'clock, to-morrow, the 12th.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 12, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. W. J. Gill.

Pending the reading of the minutes, on motion of Mr. Carson, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 28, a bill for an act to amend section 208 of chapter 9, title 3, of the Code.

Substitute for Senate File No. 44, a bill for an act to amend section 1, of chapter 57, of public laws of the Fifteenth General Assembly.

Senate File No. 62, a bill for an act to amend section 3299 of the Code, relating to sales in partition proceedings.

J. A. T. HULL, *Secretary*.

Leave was granted Mr. Stone to have spread upon the journal the following resolution on finance, which he offered as an amendment yesterday to the amendment of Mr. Macy:

Fifth. That while the convertibility of our paper circulation into coin at the will of the holder is a result that should not be abandoned or lost sight of, resumption, in the absence of silver as one of the means therefor, is impossible, and resumption should not be attempted until the silver dollar is restored as a standard of value with gold, and the nation's industries are fully prepared for its consummation; and inasmuch as the so-called resumption act of 1875 ignores these essential conditions, the same should be repealed.

Mr. Stone stated that he knew the resolution was out of order, but asked the courtesy of the House to have it spread upon the journal.

Ruled out of order for the reasons:

1. The House had already ordered the previous question upon the silver resolutions.

2. A second amendment—the one proposed by Mr. Macy, of Cedar—had already been agreed to by the House, and was not therefore amendable.

Leave was granted Mr. Wood to vote aye on the finance resolution.

Leave was granted Messrs. Peake, Miles and Wright, of Warren to vote aye on the finance resolution, and Mr. Elliott to vote no on same.

PETITIONS.

Mr. Seymour presented a petition for protection of inn-keepers.

Referred to Judiciary Committee.

Mr. Taylor presented a petition from Trustees of the State Reform School.

Referred to Committee on Reform School.

Mr. Taylor presented a petition of 139 voters for repeal of railroad laws.

Referred to Committee on Railroads.

Mr. McAllister presented a petition in relation to McGregor railroad lands.

Referred to Committee on Railroads.

Mr. Bowdish presented a petition of 128 persons against the sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Fast presented a petition asking that dogs be taxed.

Referred to Committee on Agriculture.

Mr. Stone presented a petition of Jacob Reickard, for relief from losses incurred, &c.

Referred to Committee on Claims.

Mr. Hadley presented a petition from citizens South Township, Madison county, for a more liberal stay law.

Referred to Judiciary Committee.

Mr. Wood presented a petition of seventy-nine persons, in reference to wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Ratcliff presented a petition in favor of the State University.

Referred to the Committee on State University.

REPORT OF COMMITTEES.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—A majority of your Committee on Judiciary, to whom was referred House File No. 189, a bill for an act requiring defendants to demur or make a motion to set aside indictments, within a certain time, or waive errors and defects therein, or in the finding and presentment thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

DEWEESE, for Committee.

Ordered passed on file.

Also the following majority report :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 12, a bill for an act to confer exclusive jurisdiction upon justices of the peace in certain cases, and to limit appeals therefrom, and for the taxation of costs in such cases, being amendatory of chapter 1, title 21, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 13, a bill for an act to amend section 3811, chapter 3, title 23, of the Code, regulating fees of jurors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by adding the words, "and fifty cents," after the word "dollar," in the third line of section 1, and when so amended that the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 106, a bill for an act providing for the appointment of county solicitors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 154, a bill for an act to punish the reckless use of firearms, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 110, a bill for an act in relation to lands of which parties die seized, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "presumptive," in the twenty-third line of section 2, and that the words "prima facie," be inserted in lieu thereof, and when so amended, that the bill do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Wilson, of Polk, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 287, a bill for an act to amend sections one (1) and two (2) of chapter 33 of the laws of the Sixteenth General Assembly, in relation to the election of certain officers in certain offices in certain cities of the first class, and to revive that portion of section 534 of the Code, thereby repealed, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, with the recommendation that it be amended by striking out the second section and inserting as a substitute therefor, the following:

"SEC. 2. That section 2 of the same chapter, be and the same is hereby amended by striking out after the word "of" in the first line of said section, the words, "each city shall elect a City Marshal, who shall be *ex-officio* chief of police, who shall hold his office for the term of one year," and by inserting in lieu thereof the words, "every such city shall elect," and that thus amended, the bill do pass.

C. S. WILSON, *for Committee.*

Ordered passed on file.

M. SPEAKER—A minority of your Committee on Judiciary, to whom was referred House File No. 189, a bill for an act requiring defendants to demur or make a motion to set aside an indictment within a certain time, or waive all errors and defects therein, and to the finding and presentment thereof, beg leave to report that they have had the same under consideration, and report the same back to the House with the recommendation that it do pass.

H. RICKEL,
C. M. WATERMAN,
E. S. JOHNSON,
P. B. BRADLEY,
J. M. PARKER,
Of Committee.

Ordered passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 250, a bill for an act to repeal section 1475, chapter 3, title 9 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have in-

structed me to report the same back to the House with the recommendation that it do not pass.

E. B. HOAG, *Chairman*.

Ordered passed on file.

Minority report from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—The minority of your Committee on Judiciary, to whom was referred House File Nos. 12 and 220, bills for an act to confer exclusive jurisdiction upon justices of the peace in certain cases, and to limit appeals therefrom, and for the taxation of costs in such cases, being amendatory to chapter 1, title 21 of the Code, beg leave to report that they have had the same under consideration, and report the same back to the House with the recommendation that House File No. 12 do pass as a substitute for both with the following modifications: In line 8, section 3508, and in line 5, section 3575, and in line 2, section 3, insert the word "twenty five," for "fifty," wherever the same occurs; and after the word "dollars," in line 9, section 3508, add "provided the above limitations shall not apply in cases aided by attachments."

J. M. PARKER,
H. RICKEL,
G. W. CROOKS,
JOHN H. KING.

Ordered passed on file.

Leave was granted Mr. Alford to call up report of committee in reference to procuring a room for the Judiciary and Railroad Committees.

Report was taken up and lost.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 222, a bill for an act to permit the removal of secretaries of school districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 255, a bill for an act to amend section 1751, of the Code of Iowa, as amended by chapter 112, of the acts of the Sixteenth General Assembly, in relation to district treasurer, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Rickel, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 264, a bill for an act to prohibit the sale of intoxicating liquors in townships by vote of electors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 210, a bill for an act to repeal section 1555, chapter 6, title 11, of the Code of Iowa, in relation to intoxicating liquor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

H. RICKEL, *Chairman*.

Ordered passed on file.

Mr. Hiatt submitted a report from the visiting committee on Agricultural College and Farm, which was ordered printed.

INTRODUCTION OF BILLS.

Mr. Walker introduced House File No. 330, a bill for an act to repeal section 12 of the Code.

Read first and second time, referred to Committee on Public Officers, and ordered printed.

Mr. Yoran introduced House File No. 331, a bill for an act to regulate the publication of the proceedings of boards of supervisors.

Read first and second time, and referred to Committee on Printing.

Mr. Coomes introduced House File No. 332, a bill for an act to repeal section 2057 of the Code.

Read first and second time, and referred to Committee on Police Regulations.

Mr. Wilson, of Polk, introduced House File No. 333, a bill for an act to amend section 6, chapter 70, acts of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Wright, of Warren, introduced House File No. 334, a bill for an act to amend sections 366 and 390, chapter 2, title 6, of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Miles introduced House File No. 335, a bill for an act to amend the acts in relation to the propagation and protection of fish in Iowa.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Gay introduced House File No. 336, a bill for an act to establish the salary of district attorneys, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Rickel introduced House File No. 337, a bill for an act to provide for a stay of execution, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Rickel introduced House File No. 338, a bill for an act to provide for auditing witness fees in criminal cases.

Read first and second time, and referred to Judiciary Committee.

Mr. Taylor introduced House File No. 339, a bill for an act to repeal section 1555 of the Code.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Knoll introduced House File No. 340, a bill for an act to repeal section 2117 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Knoll introduced House File No. 341, a bill for an act to define the rights of creditors in attachment and other cases.

Read first and second time, and referred to Judiciary Committee.

Mr. Stone introduced House File No. 342, a bill for an act to allow notaries public to solemnize marriages.

Read first and second time, and referred to Judiciary Committee.

Mr. Stone introduced House File No. 343, a bill for an act prescribing the mode of settling accounts of county officers.

Read first and second time, and referred to Committee on Ways and Means, and ordered printed.

Mr. Stone introduced House File No. 344, a bill for an act to prevent frauds of warehouse-men and others.

Read first and second time, referred to Committee on Ways and Means, and ordered printed.

Mr. O'Brien introduced House File No. 345, a bill for an act to define the rights of creditors, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. O'Brien introduced House File No. 346, a bill for an act to define and punish the crime of embezzlement, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. O'Brien introduced House File No. 347, a bill for an act to amend section 3508 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Williams introduced House File No. 348, a bill for an act to legalize an election held in Van Buren township, Keokuk Co., Iowa, &c.

Read first and second time, and referred to Committee on Schools.

Mr. Parker introduced House File No. 349, a bill for an act to amend section 9, of chapter 100, of the public acts of the Sixteenth General Assembly.

Read first and second time, and referred to Judiciary Committee.

Mr. Parker introduced House File No. 350, a bill for an act to repeal chapter 95, of the public acts of the Sixteenth General Assembly.

Read first and second time, and referred to Judiciary Committee.

Mr. Updegraff introduced House File No. 351, a bill for an act to legalize the sale of certain school lands in Clayton county.

Read first and second time, and referred to Judiciary Committee.

Mr. Ratcliff introduced House File No. 352, a bill for an act to enable jurors to render a verdict in certain cases.

Read first and second time, and referred to Judiciary Committee.

RESOLUTIONS.

Mr. Gordon offered the following resolution, which was adopted :

WHEREAS, In the month of January, 1877, the court-house in Buena Vista county, Iowa, was destroyed by fire; and

WHEREAS, Among other serious losses of records and property by said fire, was the total destruction of a complete set of the Supreme Court Reports of the State of Iowa, belonging to the said county of Buena Vista; therefore,

Be it resolved by the General Assembly of the State of Iowa, That in consideration of the loss sustained by said county as aforesaid, the Secretary of State, or State Librarian, is hereby authorized to furnish to said county of Buena Vista a complete set of Iowa Supreme Court Reports, or so many as he may be able to, out of copies now on hand, or hereafter to be obtained, accepting from the county the usual voucher therefor, in full compensation for the same.

Mr. Peake offered the following resolution, which was adopted :

Resolved by the House of Representatives, That the Capitol Commissioners be requested to report to the House, within ten days, the amount of money expended by them within the last two years ; the amount of money received by them individually for services rendered ; the amount of money paid for clerk hire, and to whom paid ; the amount of money paid for labor, and to whom paid ; the amount of money paid for building material, to whom paid as per voucher ; the amount of building material now on hand, not used, and where it is now located. Also, if said commissioners have used any other moneys belonging to the State, to whom paid, and for what purpose.

Mr. Deweese offered the following resolution, which was adopted :

Resolved, That from and after this date no bills shall be ordered printed until the same have been considered by a committee.

Mr. Bradley offered the following resolution, which was adopted :

Resolved by the House of Representatives, That the Secretary of State be authorized and required to procure a room for the meetings of the Judiciary and Railroad Committees of this House, and for other committees when not occupied by either of the two named.

Mr. Allen offered the following resolution, which was adopted :

WHEREAS, The Committee on Retrenchment is one of great importance, and if its duties are properly performed will require a large amount of labor, and as said committee is at present composed of only seven members, therefore, be it

Resolved, That the Speaker be requested to appoint at least two more members on said committee.

The Speaker appointed, in accordance with the resolution, Messrs. King and Bloom as the two additional members on the committee.

Mr. Gleason offered the following resolution, which was adopted :

Resolved, That the Auditor of State be required to furnish this House with a statement of the amounts paid by the State for mileage and compensation of trustees, boards of regents, and commissioners of and visiting committees to the several charitable, correctional and educational institutions of the State for the last two years ending January 1, 1878.

Mr. Mallory offered the following Joint Resolution, which was referred to Committee on Federal Relations:

Be it resolved by the General Assembly of the State of Iowa, That we favor the enactment by Congress of a law authorizing the Secretary of the Treasury to purchase silver bullion, and have the same coined at the United States mint, into silver dollars of 412½ grains, nine tenths fine, and made a legal tender for all debts, public and private.

Mr. Hotchkiss offered the following resolution, which was referred to Committee on Federal Relations:

Resolved, That our Senators and Representatives in Congress be requested and instructed to use all honorable means to secure the prompt and unconditional repeal of the act of Congress demonetizing silver, making it a legal tender for all debts, both public and private, of 412½ grains.

Second. That our Senators and Representatives in Congress be requested and instructed to use all honorable means to secure the prompt and unconditional repeal of the act of Congress known as the resumption act; that the notes issued by the General Government, and known as legal tender notes, may be retained and not destroyed, as the resumption act demands, to the end that confidence in the business and resources of the country may be restored.

Mr. Mallory moved to suspend rules and take up resolutions now.

On the motion to suspend rules, Mr. Bradley demanded the yeas and nays.

The yeas were:

Messrs. Bloom, Bowdish, Bradley, Crooks, Dewesse, Doty, Duncan, Elliott, Fast, Gray, Hiatt, Higgins, Hotchkiss, Israel, Jamison, Knoll, Lessenger, Mallory, Mueller, O'Brien, O'Donnell, Paul, Rhode, Rickel, Scott, Sherrard, Stephenson, Stone, Tyson, Warnock, Wells, Williams, Wilson of Kossuth, Wright of Wayne, and Young—35.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hoag, Holbrook, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Wineshiek, Maynard, Miles, Morse, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Russell, Seaman, Seeley, Seymour, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wood, Wright of Warren, Yoran, and Mr. Speaker—64.

Absent or not voting:

Mr. Hamilton—1.

So the motion to suspend the rule did not prevail.

Mr. King moved to take up resolution laid over under rule thirty-four, relative to an hour of adjournment.

The motion prevailed.

Mr. Hotchkiss moved to strike out 9:30 and insert 9 o'clock, P. M.

The motion did not prevail.

The resolution was adopted.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills and find the same correctly enrolled:

House File No. 40, a bill for an act to legalize the acts of and establish the Independent School District of Martelle.

House File No. 130, a bill for an act to legalize the official acts, as Notary Public, of Ole Hulverson, of Clayton county.

ELWOOD MACY, *Chairman*.

RESOLUTIONS LAID OVER UNDER RULE THIRTY-FOUR.

Resolution providing for an afternoon session, and the order in which different bills should be taken up.

Mr. Hotchkiss moved to amend by adding, "Order 7" to include bills on bank and banking.

The motion did not prevail.

On motion of Mr. Updegraff, the resolution was referred to the Committee on Rules.

MESSAGES ON THE SPEAKER'S TABLE.

Senate File No. 14, a bill for an act to legalize and establish certain courts organized under chapter 143 of the laws of the Sixteenth General Assembly.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 63, a bill for an act to amend section 240, chapter 10, title 3 of the Code.

Read first and second time, and referred to Committee on Cities and Towns.

Senate File No. 40, a bill for an act to amend section 521 of the Code, title 4, chapter 10, of cities and incorporated towns.

Read first and second time, and referred to Committee on Cities and Towns.

Joint Resolution in relation to the title of the Des Moines river land grant was taken up, and, on motion of Mr. Tyson, referred to the Committee on Judiciary.

Senate File No. 51, a bill for an act fixing the time when licenses granted by either cities or incorporated towns, shall terminate.

Read first and second time, and referred to Committee on Cities and Towns.

Senate File No. 141, a bill for an act to legalize the incorporation of the town of Emmetsburg, Palo Alto county, Iowa, &c.

Read first and second time, and referred to the Judiciary Committee.

Senate File No. 28, a bill for an act to amend section 208, of chapter 9, title 3 of the Code.

Read first and second time, and referred to the Judiciary Committee.

Substitute for Senate File No. 44, a bill for an act to amend section 1, chapter 57, of the laws of the Fifteenth General Assembly.

Read first and second time, and referred to the Committee on Schools.

Senate File No. 62, a bill for an act to amend section 3299 of the Code, relating to sales in partition cases.

Read first and second time, and referred to the Judiciary Committee.

Leave of absence was granted Mr. Carson until Monday, February 18th.

BILLS ON SECOND READING.

House File No. 74, a bill for an act to repeal chapter 10, title 3, sections 231 and 234 of the Code, in relation to grand and trial jurors, with report of committee recommending that it do not pass was taken up, considered, and ordered engrossed for a third reading.

Mr. Hotchkiss moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Barrett, Bloom, Bowdish, Chapman, Clayton, Doty, Duncan, Flick, Gammons, Gardner, Gray, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Kauffman, Knoll, Lessenger, Lyon, McCartney, Macy, Mallory, Manning of Winneshiek, O'Brien, O'Donnell, Parkinson, Paul, Peake, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Terry, Tyson, Ure, Warnock, Wells, Yoran, and Young—49.

The nays were:

Messrs. Alford, Baker, Bliedung, Bolton, Bradley, Brown, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Elliott, Fast, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Jaqua, Johnson, King, Kopp, Lyman, McAllister, Manning of Carroll, Maynard, Miles, Morse, Mueller, Nichol, Parker, Perrin, Rickel, Seymour, Stone, Tiffin, Tremain, Updegraff, Walker, Waterman, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—50.

Absent or not voting:

Mr. Hamilton—1.

The bill not receiving a constitutional majority, failed to pass the House.

On motion of Mr. Gay, the House adjourned until 10 o'clock, tomorrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 13, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. R. Murphy.

Pending the reading of the journal of yesterday, on motion of Mr. Kauffman, the further reading was dispensed with.

PETITIONS.

Mr. Knoll presented a petition signed by 15,000 names asking for the repeal of the prohibitory law.

Referred to Committee on Suppression of Intemperance.

Mr. Bolton presented a petition with 551 names for a prohibitory law in sale of intoxicating liquors.

Referred to Committee on Suppression of Intemperance.

Mr. Chapman presented a petition to repeal the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Yoran presented a petition relating to the formation of new school districts.

Referred to Committee on Schools.

Mr. Hiatt presented a petition of twenty voters of Jackson county for repealing the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Hoag presented a petition for the modification of the game law.

Referred to Committee on Fish and Game.

Mr. Tremain presented a petition from citizens of Hamilton county asking that the present railroad tariff law be kept in force.

Referred to Committee on Railways.

Mr. O'Brien presented a petition from citizens of Dubuque and Jackson counties in reference to land grants to Cedar Rapids & Missouri River Railroad Company.

Referred to Committee on Railways.

Mr. Morse presented a petition relative to destruction of game.

Referred to Committee on Fish and Game.

Mr. Clayton presented a petition against regulating the practice of medicine.

Referred to Committee on Medicine.

Mr. Brady asked leave of absence for Mr. Ratcliff for the day. Granted.

REPORTS OF COMMITTEES.

Mr. Coomes, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 332, a bill for an act to repeal section 2057 of the Code, and enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

COOMES, *Chairman*.

Ordered passed on file.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 212, a bill for an act to repeal section 1112, chapter 4, title 9, of the Code of 1873, relating to county and district agricultural societies, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

CHAPMAN, *Chairman*.

Ordered passed on file.

Mr. Wright, from the Committee on Retrenchment, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment, to whom was referred House Files Nos. 204 and 248, bills for an act to amend section 12, chapter 2, title 1, of the Code, relative to the compensation of members, officers and employes of the General Assembly; also, resolution relating to the same subject, beg leave to report that they have had

the same under consideration, and have instructed me to report the same back to the House with the accompanying substitute, with the recommendation that it do pass.

GEO. WRIGHT, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Deweese to present a petition against the sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

INTRODUCTION OF BILLS.

Mr. Bolton introduced House File No. 353, a bill for an act to promote fish culture in the State of Iowa, etc.

Read first and second time, referred to the Committee on Fish and Game, and ordered printed.

Mr. Gleason introduced House File No. 354, a bill for an act in relation to railroads.

Read first and second time, referred to Committee on Railroads and ordered printed.

Mr. Allen introduced House File No. 355, a bill for an act to repeal sections 4785, 4786 and 4787 of the Code.

Read first and second time, and referred to Committee on Ft. Madison Penitentiary.

Mr. Kauffman introduced House File No. 356, a bill for an act making appropriation for the Iowa Hospital for the Insane at Mt. Pleasant.

Read first and second time, and referred to Committee on Insane at Mt. Pleasant.

Mr. Bloom introduced House File No. 357, a bill for an act to provide for the better security of life and property, etc.

Read first and second time, and referred to Committee on Police Regulations.

Mr. Gammons introduced House File No. 358, a bill for an act to provide for the construction and maintenance of county bridges, etc.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Hallock introduced House File No. 359, a bill for an act to repeal section 1767, chapter 9, title 12, of the Code.

Read first and second time, and referred to Committee on Schools.

Mr. Wood introduced House File No. 360, a bill for an act to amend section 2049 of the Code, etc.

Read first and second time, and referred to Committee on Domestic Manufactures.

Mr. Hiatt introduced House File No. 361, a bill for an act to repeal section 814, of chapter 1, title 6, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Stone introduced House File No. 362, a bill for an act in relation to revenue, and for taxing express companies.

Read first and second time, referred to Committee on Ways and Means, and Appropriations.

Mr. Crooks introduced House File No. 363, a bill for an act to legalize the official acts of George A. Jackson, a Notary Public.

Read first and second time, and referred to Judiciary Committee.

Mr. Waterman introduced House File No. 364, a bill for an act to establish the action of detinue.

Read first and second time, and referred to Judiciary Committee.

Mr. Taylor introduced House File No. 365, a bill for an act to amend sections 873, 874, and 3833 of the Code.

Read first and second time, and referred to Committee on Printing.

Mr. Parker introduced House File No. 366, a bill for an act to repeal section 500 of the Code.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Deweese introduced House File No. 367, a bill for an act to amend section 392 of the Code, etc.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Tyson moved that a standing committee on mines and mining be appointed.

The motion prevailed.

Mr. Clayton offered the following resolution, which was adopted:

Resolved, That the Committee on Retrenchment and Reform, be instructed to inquire into the expediency of repealing the law granting aid to agricultural societies, and report by bill or otherwise.

Mr. Duncan offered the following resolution, which was adopted:

Resolved, That the Board of Capitol Commissioners be, and are requested, as soon as possible, to furnish this House with an estimate of the amount of money required to enclose the new capitol building, put in heating apparatus, and complete House and Senate Chambers, library, and offices for State officers, and all other departments originally designed within the enclosure.

Mr. Gleason moved to reconsider the vote by which the resolution requesting the Capitol Commissioners to submit a report, was adopted.

The motion prevailed.

On motion of Mr. Gleason, the resolution was referred to Mr. Peake for revision.

On motion of Mr. Clayton, House File No. 36, a bill for an act to provide for the destruction of grasshoppers and their eggs, with report of committee recommending a substitute, was taken up, and the report of the committee was adopted.

On motion of Mr. Stone a publication clause was added as section 7.

The bill was ordered engrossed for a third reading.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshie, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Par-

kinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—95.

The nays were :

Mr. Gay—1.

Absent or not voting :

Messrs. Carson, Hamilton, O'Donnell, and Ratcliff—4.

So the bill passed and the title was agreed to.

On motion of Mr. Gordon, Senate File No. 59, a bill for an act to legalize the sale of certain school lands in Cherokee county, Iowa, with report of committee recommending that it do pass, was taken up and considered.

Mr. Gordon moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winnebiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—95.

The nays were—None.

Absent or not voting:

Messrs. Carson, Hamilton, Kauffman, O'Donnell, and Ratcliff—5.

So the bill passed and the title was agreed to.

BILLS ON SECOND READING.

House File No. 58, a bill for an act to tax the loans made by foreign insurance companies, with report of committee recommending that it do pass, was taken up and considered.

Mr. Stone moved to recommit to the Ways and Means and Appropriation Committee.

Mr. Alford moved consideration be postponed until June 1st, 1878.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Substitute for Senate File No. 70, a bill for an act to repeal section 1766 of the Code, relating to examination of teachers, and issuing certificates and enacting a substitute therefor.

Also, that the Senate has passed House File No. 75, a bill for an act to repeal sections 511 and 512 of the Code, and to enact substitutes therefor; amend by striking out section 2 of the bill, in which amendment the concurrence of the House is asked:

I also return herewith Joint Resolution relative to bankrupt act.

A. T. McCARGAR, *First Ass't Secretary*.

Mr. Hotchkiss moved that the House do now adjourn.

The motion did not prevail.

On the question, shall the further consideration of the bill be postponed until June 1st? on motion of Mr. Stone, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Baker, Bowdish, Calvin, Crooks, Heron, Kauffman, Kopp, McAllister, Macy, Parker, Rickel, Scott, Taylor, Waterman, and Williams—17.

The nays were:

Messrs. Ashby, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Chapman, Clayton, Coomes, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Lessenger, Lyman, Lyon, McCartney, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parkinson, Paul, Peake, Perrin, Rhode, Russell, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—78.

Absent or not voting:

Messrs. Carson, Hamilton, O'Donnell, Ratcliff, and Ure—5.

So the motion to postpone consideration of resolution did not prevail.

The question on recommitting the bill to the Committee on Ways and Means, was decided in the affirmative.

On motion of Mr. Ure, the House adjourned until 10 o'clock, tomorrow, A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 14, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of journal of yesterday, on motion of Mr. Hotchkiss, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 3, a bill for an act to repeal sections 181, 182, and 3777 of the Code, and to enact substitutes therefor, providing for the appointment, defining the duties, and fixing the compensation of short-hand reporters.

Senate File No. 128, a bill for an act authorizing Sioux county, Iowa, to have made corrected index and record of Deed Record "A," from Woodbury county.

Senate File No. 152, a bill for an act to legalize the levy of certain bridge taxes by the board of Supervisors of Greene county, Iowa.

Also, that the Senate has passed, without amendment:

House File No. 206, a bill for an act to legalize the incorporation of the town of Sheldon, and its ordinances, and the acts of its officers thereunder.

J. A. T. HULL, *Secretary*.

PETITIONS.

Mr. Clayton presented a petition from citizens of Pottawattamie county, relative to establishing an Eclectic Chair in the State University.

Referred to Committee on State University.

Mr. Hadley presented a petition from citizens of Madison county, for establishing a Department of Eclectic Medicine, in connection with the Medical Department of Iowa State University.

Referred to Committee on State University.

Mr. Coomes presented a petition from citizens of Russell, Lucas county, Iowa, to establish a Department of Eclectic Medicine in State University.

Referred to Committee on State University.

Mr. Lyman, Mr. Terry, Mr. Fast, Mr. Nichol, Mr. Higgins, and Mr. Wright of Wayne, presented similar petitions from citizens of their respective counties.

Referred to Committee on State University.

Mr. McAllister presented petitions for land grants to the Chicago, Milwaukee & St. Paul Railway.

Referred to Committee on Railways.

Mr. Gordon presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Mr. Bliedung presented a petition for a more stringent license law for the sale of intoxicating liquors.

Referred to Committee on Suppression of Intemperance.

Mr. Alford presented a petition in reference to the sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Crooks presented a petition in reference to Des Moines River Land.

Referred to Committee on Public Lands.

Mr. O'Brien presented a petition to grant certain lands to the Chicago, Bellevue, Cascade & Western Railway Company, which was referred to Committee on Railways.

Mr. Hadley presented a petition against the re-enactment of the capital punishment law, which was referred to Judiciary Committee.

REPORTS OF COMMITTEES.

Mr. Deweese, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred House File No. 18, a bill for an act defining the power of trial jurors, beg leave to report that they have had the same under consideration, and the resolution accompanying the same, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

DEWEESE, *Chairman.*

Ordered passed on file.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 270, a bill for an act to amend section 921 of the Code, in relation to the width of roads in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

THOS. SEELEY, *Chairman.*

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 26, a bill for an act to amend section 2272 of the Code, in relation to the guardianship of drunkards, spendthrifts and lunatics, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 190, a bill for an act to repeal chapter 1, title 21, sec-

tion 3626 of the Code, relating to justices of the peace, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 269, a bill for an act to legalize the incorporation of the town of Stuart, and its ordinances, and the acts of its officers thereunder, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by adding to the end of section 1, the words, "the same as though said town had been legally incorporated," and when so amended, that the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 288, a bill for an act to amend section 3074 of the Code, in relation to laborers' earnings, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 262, a bill for an act to enable school districts to issue bonds for the purpose of funding judgment indebtedness now existing, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Deweese, from the Committee on Judiciary, submitted the following majority report:

MR. SPEAKER—The majority of your Committee on Judiciary, to whom was referred House File No. 193, a bill for an act to repeal section 3849, chapter 2, title 24, of the Code, and to enact a substitute therefor, and to restore capital punishment, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

DEWEESE, *for Committee*.

Ordered passed on file.

The undersigned members, from the Committee on Judiciary, submitted the following minority report:

MR. SPEAKER—The minority of your Committee on Judiciary, to whom was referred House File No. 193, a bill for an act to repeal section 3849, chapter 2, title 24, of the Code, and to enact a substitute therefor, and to restore capital punishment, beg leave to report that they have had the same under consideration, and report the same back to the House with the recommendation that it do not pass.

H. W. GLEASON,
H. RICKEL,
J. H. BOLTON.

Ordered passed on file.

Mr. Deweese, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 272, a bill for an act to repeal chapter 56, title 25, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

DEWESE, *for Committee.*

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 18, a bill for an act defining the powers of trial jurors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 240, a bill for an act to regulate the growing and trimming of hedges along the public highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

THOS. SEELEY, *Chairman.*

Ordered passed on file.

The undersigned members, from the Committee on Judiciary, submitted the following minority report:

MR. SPEAKER—The Minority of Your Committee on Judiciary, to whom was referred House File No. 272, a bill for an act to repeal chapter 56, title 25, of the Code, and to repeal the Bastardy Act, beg leave to report that they have had the same under consideration, and report the same back to the House with the recommendation that it do not pass.

JOHN H. KING,

L. ALFORD,

P. B. BRADLEY,

WM. B. PERRIN,

E. S. JOHNSON,

For the Minority.

Ordered passed on file.

Mr. Wood, from the Committee on County and Township Organization submitted the following report.

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 131, a bill for an act to repeal section 591, chapter 2, title 5 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred Senate File No. 68, a bill for an act to amend section 591, title 5, chapter 1 of the Code, relating to terms of office of township trustees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 293, a bill for an act to repeal section 391 of the Code, in relation to the designation of places for holding elections, and enacting a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 303, a bill for an act to amend chapter 1507, of chapter 4, title 11 of the Code of Iowa, pertaining to fences, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. J. WOOD, *Chairman*.

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means to whom was referred House File No. 150, a bill for an act to authorize counties, cities, and towns to refund outstanding bonded debts at a lower rate of interest, and to provide for the payment of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 280, a bill for an act to exempt certain property of persons over sixty-five years of age and others from taxation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred a Senate resolution, in regard to the purchase of a safe for the use of the State Treasurer, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be not adopted.

W. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Gleason, from the Committee on Public Lands, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands, to whom was referred House File No. 160, a bill for an act to vest title in the heirs, devisees or assignees of deceased patentees, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

H. W. GLEASON, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 152, a bill for an act to repeal sections 489, 493 and 531, of chapter 10, title 4, of the Code, and to enact substitutes therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended in that part of section 1, of said bill, under division entitled "section 493," by inserting the words "entitled to vote," after the word "council," in the ninth line of said division 493; also, that division 531 of said section 1, be amended to read as follows: "Section 531. The mayor of cities of the second class shall be the presiding officer of the city council, and shall constitute a member of such council, and shall have the right to vote in all cases," and that so amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 308, a bill for an act requiring that officers in cities and towns shall receive a fixed compensation in lieu of all fees, and that all fees received shall be paid into the city treasury, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 40, a bill for an act to amend section 521 of the Code, chapter 10, title 4, of cities and incorporated towns, beg leave to report that they have had the same under consideration, and have amended the same, and have instructed me to report the same back to the House with the recommendation that it be amended by adding at the end of the first section of said bill, the following words: "*Provided*, That when any city of the first class embraces within its corporate limits the whole or parts of two different townships, that one of the aldermen at large, herein provided for, shall be elected by the citizens resident in one of such townships, and the other by the citizens resident in the other township;" and that so amended, it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Perrin to present a petition in reference to land grant to the Chicago, Milwaukee & St. Paul Railway Company.

The report of the Visiting Committee, appointed to visit the Asylum for Feeble Minded Children, was presented and passed on the files.

Leave was granted Mr. Wilson, of Kosmuth, to present a petition for a land grant to the McGregor & Missouri River Railroad Company, which was referred to Committee on Railroads.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 163, a bill for an act to prevent the spread of contagious diseases in the public schools, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 258, a bill for an act to amend chapter 112, laws of the Sixteenth General Assembly, amending section 1745, of the Code, providing for a change in the time of reporting by the Secretary; also providing for the transmission of the report of the Treasurer by the Secretary, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred Senate File No. 44, a bill for an act to amend section 1, of chapter 57, of public laws of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Bolton introduced House File No. 368, a bill for an act to repeal sections 4048, 4049, 4050, and 4051 of the Code.

Read first and second time, referred to Committee on Fish and Game, and ordered printed.

Mr. Ashby introduced House File No. 369, a bill for an act regulating attorney fees, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. Brown introduced House File No. 370, a bill for an act to amend section 1774 of the school law.

Read first and second time, and referred to Committee on Schools.

Mr. Seymour introduced House File No. 371, a bill for an act to amend chapter 100 of the laws of the Sixteenth General Assembly.

Read first and second time, and referred to Judiciary Committee.

Mr. Bowdish introduced House File No. 372, a bill for an act to amend chapter 1, title 6, of the Code, &c.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Parkinson introduced House File No. 373, a bill for an act making certain appropriations in aid of the Asylum for Feeble-Minded Children.

Read first and second time, and referred to Committee on Asylum at Glenwood.

Leave was granted Mr. Wilson, of Polk, to present a petition from citizens of Polk county, to establish a Department of Eclectic Medicine in connection with the Medical Department of the University at Iowa City.

Referred to Committee on State University.

Also a petition from Mr. Wilson, of Polk, from citizens of Des Moines, in reference to Councilmen in the City of Des Moines.

Referred to Committee on Cities and Towns.

Also a petition from Mr. Wilson, of Polk, a bill of Mills & Co., of \$350.00 for printing, which was referred to Committee on Claims.

Mr. Russell introduced House File No. 374, a bill for an act to legalize the official acts of T. E. Moore, &c.

Read first and second time, and referred to Judiciary Committee

Mr. Hadley introduced House File No. 375, a bill for an act to amend section 335, chapter 5, title 4, of the Code.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Taylor introduced House File No. 376, a bill for an act making certain appropriations to the Iowa Reform School.

Read first and second time, and referred to Committee on Schools.

Mr. Yoran introduced House File No. 377, a bill for an act making appropriations for the Penitentiary at Anamosa.

Read first and second time, and referred to Committee on Penitentiary at Anamosa.

Mr. Curtiss introduced House File No. 378, a bill for an act to appropriate \$7,472.25 to the Iowa State Agricultural College.

Read first and second time, and referred to Committee on Agricultural College.

Mr. Morse introduced House File No. 379, a bill for an act to provide for the taking of the census of Iowa.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Wilson, of Kossuth, introduced House File No. 380, a bill for an act for the relief of Emmet county, &c.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Seeley introduced House File No. 381, a bill for an act to prevent the spread of contagious diseases among swine.

Read first and second time, and referred to Committee on Agriculture.

Mr. Seeley introduced House File No. 382, a bill for an act relating to the collection of attorney's fees on notes, &c.

Read first and second time, and referred to Committee on Judiciary.

Mr. Maynard introduced House File No. 383, a bill for an act to increase the fees of constable in certain cases.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Maynard introduced House File No. 384, a bill for an act to repeal and amend section 970 of the Code, &c.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Maynard introduced House File No. 385, a bill for an act to amend section 3173, of chapter 2, of title 9 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Israel introduced House File No. 386, a bill for an act requiring plaintiff to give security for cost in suits brought before justices' courts.

Read first and second time, and referred to Judiciary Committee.

Mr. Gleason introduced House File No. 387, a bill for an act to repeal section 902 of the Code, &c.

Read first and second time, and referred to Judiciary Committee.

RESOLUTIONS.

Mr. Waterman introduced the following resolution, which was adopted:

Be it resolved by the House of Representatives, the Senate concurring, That a special committee of three of which Mr. Hoag shall be chairman, be appointed by this House to confer with a like committee of two, to be appointed by the Senate, and to report as soon as possible to this General Assembly, upon the legality and practicability of consolidating the Agricultural College and the State University.

Mr. Wright presented the following resolution:

To the House of Representatives of the Seventeenth General Assembly of the State of Iowa:

WHEREAS, Pursuant to a request by a resolution to this House, E. J. Holmes, Clerk of the Supreme Court of this State did, on the 7th inst., present a partial report of the receipts of the fees of his office, and the disbursements of the same; and,

WHEREAS, Such report is inexplicit and ambiguous, and fails to meet the object sought for; therefore, be it

Resolved, That said E. J. Holmes be and is hereby requested to report within six days to this House in detail, a full and complete account of all fees, mileage and per diem coming into his hands, or now due him as clerk, or the office of said Clerk of the Supreme Court aforesaid during the years of 1875-76-77.

Resolved further, That he also furnish a complete list of all amounts paid by him out of said funds so collected, and to whom paid; stating the amount received and disbursed in and for each year of said service.

Leave was granted Mr. Bowdish to present a report from the Visiting Committee to the Anamosa Penitentiary, which was read and passed on file.

Leave was granted Mr. Parker to present a petition from Company F., 1st Artillery, National Guards of Iowa, asking compensation for services during tramp troubles, which was read and referred to Committee on Claims.

BILLS AND COMMUNICATIONS ON SPEAKER'S TABLE.

Communication from the Auditor of State relative to the expenditures for clerkships of the various committees of the Sixteenth General Assembly, on motion of Mr. Walker was ordered printed.

House File No. 75, a bill for an act to repeal sections 511 and 512 of the Code, and to enact a substitute therefor, was taken up with Senate amendment.

On the question, shall the House concur? the yeas and nays were as follows:

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshie, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—94.

The nays were:

Mr. Rickel—1.

Absent or not voting:

Messrs. Carson, Curtiss, Hamilton, and O'Donnell—4.

So the amendment was concurred in.

Senate File No. 70, a bill for an act to repeal section 1766 of the Code, relating to examination of teachers and issuing certificates, etc.

Read first and second time, and referred to Committee on Schools.

Substitute for Senate File No. 3, a bill for an act to repeal sections 181, 182 and 3777 of the Code, etc.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 128, a bill for an act authorizing Sioux county, Iowa, to have made corrected index and record of deed record "A," from Woodbury county, Iowa.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 152, a bill for an act to legalize the levy of certain bridge taxes by the board of Greene county.

Read first and second time, and referred to Judiciary Committee.

On motion of Mr. Clayton, Senate File No. 29, a bill for an act to legalize the sale of certain school lands in Pottawattamie county, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee adopted.

The bill was ordered engrossed, and read a third time.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—94.

The nays were—None.

Absent or not voting:

Messrs. Carson, Duncan, Hamilton, Manning of Carroll, O'Donnell, and Ratcliff—6.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, Senate File No. 68, a bill for an act to amend section 591, title 5, chapter 1, of the Code, relating to terms of office of township trustees, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third time.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—95.

The nays were—None.

Absent or not voting:

Messrs. Carson, Hamilton, Manning of Carroll, O'Donnell, and Ratcliff—5.

So the bill passed, and the title was agreed to.

On motion of Mr. Warnock, Senate File No. 50, a bill for an act to legalize the organization and official proceedings of Independent District No. 7, of Decatur township, in Decatur county, with report of

committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Mr. Warnock moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—93.

The nays were—None.

Absent or not voting:

Messrs. Bolton, Carson, Hamilton, Manning of Carroll, Manning of Winneshiek, O'Donnell, and Ratcliff—7.

So the bill passed and the title was agreed to.

Leave was granted Mr. Hoag to call up joint resolution instructing our Senators and Representatives in Congress to vote against the bill for the limitation of transportation of live stock unless shipped in patent cars. It was taken up and adopted.

Leave was granted Mr. Holbrook to submit a report of the Visiting Committee to the College for the Blind. Ordered printed.

On motion of Mr. Israel, House File No. 143, a bill for an act to amend section 4332, chapter 18, title 25, of the Code, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for a third reading.

Mr. Israel moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells,

Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—91.

The nays were:

Mr. Manning of Carroll—1.

Absent or not voting:

Messrs. Bloom, Carson, Hamilton, Heron, Manning of Winneshiek, O'Donnell, Ratcliff, and Stone—8.

So the bill passed, and the title was agreed to.

On motion of Mr. Gleason, House File No. 53, a bill for an act to repeal section 1558 of the Code of Iowa, in relation to fines and costs assessed, and judgments rendered for violations of the liquor law, &c., with report of committee recommending it do pass, was taken up and considered.

On motion of Mr. Bradley, the bill, and all others of a like nature, were made a special order for Thursday, the 21st inst., at 10 o'clock, A. M.

House File No. 22, a bill for an act to punish insolvent bankers for receiving deposits, with report of committee recommending it do pass, was taken up and considered.

On motion of Mr. Lyon, the bill was recommitted to the Committee on Banks and Banking.

House File No. 59, a bill for an act to prevent the introduction and spread of disease among stock in the State of Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Clayton moved to strike out the words, "same to be thoroughly cleansed," and insert, "bedding and filth to be removed."

The motion prevailed.

Pending discussion, the Speaker adjourned the House until to-morrow at 9:30 o'clock, A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 15, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Hon. C. C. Brown.

Pending the reading of the journal of yesterday, on motion of Mr. McCartney, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and resolution, in which the concurrence of the House is asked:

Senate File No. 1, a bill for an act relating to the trial of equitable actions.

Senate File No. 104, a bill for an act to repeal section 3829 of the Code, in relation to fees of attorneys appointed to defend criminals, and to enact a substitute therefor.

Concurrent Resolution, relative to consolidating the Dead and Dumb and Blind Asylums.

J. A. T. HULL, *Secretary*.

UNFINISHED BUSINESS.

The House resumed the further consideration of House File No. 59, a bill for an act to prevent the introduction and spread of disease among stock in Iowa.

Mr. Miles moved a call of the House, which was ordered.

On motion of Mr. Hotchkiss further proceedings under the call were dispensed with.

The House refused to order House File No. 59 engrossed. The bill was lost.

PETITIONS.

Mr. Bliedung presented a petition from thirty citizens of Clayton county for land grant to Chicago, Milwaukee & St. Paul Railway.

Referred to Committee on Railways.

Mr. Baker presented a petition from fifty citizens of Oassian, in Winneshiek county, for land grant to Chicago, Milwaukee & St. Paul Railroad.

Referred to Committee on Railroads.

Mr. Manning presented a petition to regulate mines and mining.

Referred to Committee on Mines and Mining.

Mr. Perrin presented a petition from thirty-three citizens for land grant to Chicago, Milwaukee & St. Paul Railway Company.

Referred to Committee on Railways.

Mr. Deweese presented a petition from the citizens of Jasper county requiring railroad companies to build tight fence on both sides of their roads.

Referred to Committee on Railroads.

Mr. Wilson, of Polk, presented a petition asking relief for James Admire.

Referred to Committee on Claims.

Mr. Clayton presented a petition against a law regulating the practice of medicine.

Referred to the Committee on Medicine.

Mr. Jaqua presented a petition for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Perrin presented a petition from one hundred and one citizens of Chickasaw, Floyd and Butler counties, in reference to the railroad tariff law.

Referred to Committee on Railroads.

Mr. Tiffin presented a petition for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Chapman presented a petition against the passage of Senate File No. 3 and amendments.

Referred to Judiciary Committee.

REPORTS OF COMMITTEES.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 279, a bill for an act to regulate mines and mining, and to repeal an act therein named, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Special Committee on Mines and Mining, ordered by the House.

W. M. STONE, *Chairman*.

Ordered passed on file.

The Speaker appointed the following Committee on Mines and Mining: Messrs. Tyson, Nichol, Crooks, Deweese, Tiffin, O'Brien, Morse, Tremain, Mallory, Manning of Carroll, and Stone.

Mr. Manning, from the Special Committee, submitted the following report:

MR. SPEAKER—Your Special Committee to whom was referred House File No. 21, a bill for an act to abolish circuit courts and establish county courts, and to define the powers and jurisdiction of the same, have instructed me to report the same back to the House with the recommendation that it do pass.

O. H. MANNING, *Chairman*.

Ordered passed on file.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 105, a bill for an act to amend section 3793 of the Code of Iowa, in relation to compensation of County Treasurers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred the petition of Thomas E. Corkhill, one of the Trustees of the Iowa Reform School, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Claims.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 17, a bill for an act relating to contracts with certain public officers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it

be amended by striking out the publishing clause, and as so amended, it do pass.

J. CHAPMAN, *Chairman*.

Ordered passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture to whom was referred House File No. 184, a bill for an act to amend section 998, of title 6, chapter 1, of the Code, relating to exemptions for planting and cultivating forest trees, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows, to-wit: In the sixth line of section 1, insert "quarter section;" and as so amended that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred the petition of John W. Masby and others, asking the passage of a dog law, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 324, a bill for an act to repeal section 1491, chapter 4, title 11, of the Code, in relation to fences, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 67, a bill for an act relating to damages done by stock, and the collection of the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 55, a bill for an act to repeal section 1507 of chapter 5, title 11 of the Code, relating to fences, as amended by chapter 101, of the laws of the Sixteenth General Assembly of Iowa, and enacting a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 184, a bill for an act to amend section 998, title 6, chapter 1 of the Code, relating to exemptions for planting and cultivating forest trees, beg leave to report that they have had the same

under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows, to-wit: In the sixth line of section 1, insert, "quarter section," and as so amended, that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 55, a bill for an act to repeal section 1507 of of chapter 5, title 11 of the Code, relating to fees, as amended by chapter 101 of the laws of the Sixteenth General Assembly of the State of Iowa, and relating to a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

HOAG, *Chairman*.

Ordered passed on file.

Mr. Wilson, of Polk, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred a petition of Jacob Reichard, for relief, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the further consideration of the same be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Claims, to whom was referred the petition of James Wickham, and others, for relief, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the relief prayed for be granted.

C. S. WILSON, *Chairman*.

Ordered passed on file.

Mr. Coomes, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 357, a bill for an act to provide for the better security of life and property from the damages of coal and petroleum, or kerosene oil, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "act," in the title, the words and figures, "to repeal section 3901, chapter 3, title 24 of the Code;" by inserting after the word "fluid," in the fourth line of section 1, the words, "except for street lamps, or the manufacture of gas;" by striking out the figures "120" in the 8th, 14th and 19th lines, and insert in lieu thereof, "140," and as amended the bill be printed, and that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 285, a bill for an act to suppress intemperance by providing a police regulation respecting the sale of intoxicating liquors, pursuant to a vote of the people, beg leave to report

that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Strike out in the ninth line of section one (1), the words "one hundred," and insert in lieu thereof the words "two hundred and fifty;" strike out in the ninth line of section one (1), the words "two hundred," and insert in lieu thereof, the words "three hundred;" strike out in line eleventh, of section four (4), the words "one thousand," and insert in lieu thereof, the words "three thousand;" and add after the word "sureties" in line eleven (11), section 4, the words, "who shall be free-holders within the State," and that as so amended it do pass.

O. COOMES, *Chairman.*

Ordered passed on file.

Mr. Hadley, from the Committee on Private Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred House File No. 267, a bill for an act to amend sections 819 and 812 of the Code, and to prevent double taxation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred House File No. 266, a bill for an act to amend section 816 of the Code, and to prevent double taxation of the property of manufacturing companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred Senate File No. 37, a bill for an act to repeal section 1060 and 1064, of the Code, relating to corporations for pecuniary profit, and enact substitutes in lieu thereof, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

HADLEY, *Chairman.*

Ordered passed on file.

Mr. Clayton submitted a report of the visiting committee on Agricultural College and farm, which was passed on file.

Leave was granted Mr. Yoran, to present claim of the Commissioners of the Additional Penitentiary at Anamosa, for salary for the year 1876, which was referred to Committee on Claims.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 191, and petitions on that subject, a bill for an act to amend sections 3849 and 3861, chapter 2, title 24, of the Code, providing for the penalty of death for murder and rape, beg leave to report that they have had the same under consideration, and have instructed

me to report the same back to the House with the recommendation that it do not pass, for the reason that the committee have reported House File No. 193 as a substitute for all bills before it, on capital punishment.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 282, a bill for an act to repeal section 3058, of chapter 9, title 18, of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the publication clause, and when so amended that the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 230, a bill for an act to repeal sections 3769 and 3774, chapter 2, title 23, of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Compensation of Public Officers.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 290, a bill for an act to amend section 885 of the Code, respecting the purchase of tax titles by county officers, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 257, a bill for an act to amend chapter 112, laws of the Sixteenth General Assembly, amending section 1757 of the Code, defining the duties of district treasurer, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended to read as follows: "Section 2. He shall immediately file a copy of said report with the county superintendent; and for failure to make such settlement or report he shall forfeit the sum of twenty-five dollars to be recovered by suit brought by the district on his official bond, whenever the county superintendent notifies the board that no copy of said treasurer's report is filed in his office at the time required," and that, as so amended, it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 307, a bill for an act to amend section 1798 of the Code, beg leave to report that they have had the same under consideration,

and have prepared the following substitute for the bill, and have instructed me to report the substitute back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Brown moved to call up report of committee on House File No. 18, that it be indefinitely postponed, and, on motion of Mr. Deweese, the bill was recommitted to Committee on Constitutional amendments.

Resolution in reference to the Clerk of the Supreme Court to furnish this House with certain information, laid over under rule thirty-four, was taken up and withdrawn by consent of the House.

INTRODUCTION OF BILLS.

Mr. Nichol introduced House File No. 388, a bill for an act to repeal section 328, chapter 4, title 4 of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Hamilton introduced House File No. 389, a bill for an act confirming the diplomas of the medical college at Keokuk, Iowa.

Read first and second time, and referred to Committee on Judiciary.

Mr. Wilson of Polk, introduced House File No. 390, a bill for an act to repeal section 464 of the Code of 1873.

Read first and second time, and referred to the Committee on Cities and Towns.

Mr. Wilson of Polk, introduced House File No. 391, a bill for an act to repeal section 505 of the Code.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Wilson of Polk, introduced House File No. 392, a bill for an act to repeal section 465 of the Code of 1873.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Wilson of Polk, introduced House File No. 393, a bill for an act to amend section 1, chapter 51, of the acts of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Kauffman introduced House File No. 394, a bill for an act giving townships the right to prohibit the sale of ale, wine and beer.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Peake introduced House File No. 395, a bill for an act to legalize the indexing of the records of Crawford county, Iowa.

Read first and second time, and referred to Judiciary Committee.

Mr. Wright of Wayne, introduced House File No. 396, a bill for an act to provide for distribution of laws to county officers.

Read first and second time, and referred to the Committee on Compensation of Public Officers.

Mr. Bloom introduced House File No. 397, a bill for an act to amend chapter 50, section 1, of the Twelfth General Assembly.

Read first and second time, and referred to Judiciary Committee.

RESOLUTIONS.

Mr. Peake, offered the following resolution, which was adopted:

Resolved by the House of Representatives, That the Capitol Commissioners be requested to report to this House within ten days the amount of money expended by them within the last two years; the amount of money received by them individually for services rendered; the amount of money paid for clerk hire, and to whom paid; the amount of money for services as foremen, and to whom paid; the amount of money paid for building material, to whom paid as per vouchers; the amount of building material on hand not used, and where it is now located; also, if said Commissioners have used any other moneys belonging to the State, to whom paid, and for what purpose.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 104, a bill for an act to amend section 3829 of the Code, etc., was taken up.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 1, a bill for an act relating to the trial of equitable actions, was taken up.

Read first and second time, and referred to Judiciary Committee.

The concurrent resolution, relative to consolidating the Deaf and Dumb and Blind Asylums, was referred to Committee on Deaf and Dumb.

Mr. Wilson, of Polk, was granted leave to present a petition of citizens of Des Moines.

Referred to Committee on Cities and Towns.

Leave was granted Mr. Alford to call up the resolution in regard to adjournment of the House and Senate, March 15.

The question being on the amendment to the amendment offered by Mr. Hotchkiss, Mr. Stone moved to postpone the further consideration for two weeks from March 1, at 10 o'clock, A. M.

Mr. Paul moved to lay on the table.

The motion did not prevail.

The question to postpone two weeks did not prevail.

The question on the amendment of Mr. Hotchkiss prevailed.

The question on Mr. King's amendment prevailed.

Mr. Walker moved the further consideration of the resolution be postponed until Monday, February 25, at 10 o'clock, A. M.

The motion did not prevail.

Mr. Morse moved to postpone until Wednesday, February 20, at 10 o'clock, A. M.

The motion prevailed.

RESOLUTIONS.

Mr. Stone offered the following resolution, which was lost:

Resolved, That from and after Monday, the 18th instant, this House will hold afternoon sessions, unless otherwise ordered.

Mr. Deweese offered the following resolution:

Resolved, That all bills relating to the repeal of the railroad tariff law be made a special order for Monday, February 18, at 10 o'clock, A.

m., 1878; that all bills relating to railroad land grants be made a special order for Tuesday, February 19, 1878; that all bills for appropriations to the various State institutions be made a special order for Wednesday, February 20, 1878, at 10, A. M.

Mr. Mueller moved to refer to Committee on Rules.

The motion did not prevail.

Mr. Crooks moved to reverse the order, as suggested by Mr. Deweese's resolution, and take up land grants first and tariff second.

Mr. Wright, of Warren, moved the consideration be postponed until Monday, February 25, and that it continue from day to day until the matter is disposed of.

ENROLLED BILLS.

Mr. Macy, from Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined:

Senate File No. 59, a bill for an act to legalize the sale of certain school lands in Cherokee county, Iowa;

Senate File No. 4, a bill for an act to legalize and correct an error in the proceedings and acts incorporating the town of Kellogg, in Jasper county, Iowa;

And find the same correctly enrolled.

ELWOOD MACY, *Chairman.*

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Joint Resolution relative to appointment of commissioners from Iowa to the Paris Exposition.

House File No. 40, a bill for an act to legalize the acts of and to establish the independent School District of Martelle.

ELWOOD MACY, *Chairman.*

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Senate File No. 59, a bill for an act to legalize the sale of certain school lands in Cherokee county, Iowa.

Also, joint resolution amending the bankrupt act.

ELWOOD MACY, *Chairman.*

On motion of Mr. Bliedung, the resolution of Mr. Deweese was laid on the table.

Messrs. Alford and Maynard were excused. Mr. Jaqua was excused until Tuesday. Mr. Stone until Monday.

Mr. Perrin moved to recommit House File No. 93 to Committee on Insurance.

The motion prevailed.

BILLS ON SECOND READING.

House File No. 180, a bill for an act to repeal section 2316, title 16, chapter 1, of probate jurisdiction, of the Code, and to enact a substitute therefor, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Ordered engrossed for a third reading.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshtiek, Morse, Mueller, Nichol, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickle, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—92.

The nays were:

Mr. O'Brien—1.

Absent or not voting:

Messrs. Holbrook, Hotchkiss, Israel, Maynard, Miles, O'Donnell, and Wells—7.

So the bill passed and title was agreed to.

House File No. 126, a bill for an to amend section 2246, chapter 5, title 15, of the Code, with report of the committee recommending that it do not pass, was concurred in.

House File No. 183, a bill for an act to amend section 3084, of title 28, chapter 2, of the Code, in relation to surplus on sales on executions, was taken up, and, on motion of Mr. King, was recommitted to the Committee on Judiciary.

House File No. 135, a bill for an act to amend sub-divison of section 2077, and to repeal sections 2079 and 2080, chapter 2, title 14, of the Code, was taken up and considered.

Pending consideration, at 12 o'clock, m., the Speaker adjourned the House until to-morrow morning at 9:30 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 16, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal, on motion of Mr. Allen, the further reading of same was dispensed with.

UNFINISHED BUSINESS.

The House resumed the consideration of House File No. 135, a bill for an act to amend sub-division 7, section 2077, and repeal sections 2079, 2080, and 2081 of the Code.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and resolution, in which the concurrence of the House is asked:

Senate File No. 54, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly, in relation to empowering cities to extend their corporate limits, additional to Code, chapter 4, title 10, of cities and incorporated towns.

Senate File No. 88, a bill for an act relating to lost instruments, and proceedings thereon.

Senate File No. 89, a bill for an act prohibiting justices of the peace and attorneys from occupying same room.

Concurrent resolution relative to transfer of the Girls' Reform School from Salem to Council Bluffs.

I am also directed to inform your honorable body that the Senate has passed the following bills:

House File No. 170, a bill for an act to legalize Independent District Number Seven, of Dayton township, in Chickasaw county Iowa; passed without amendment.

House File No. 56, a bill for an act to repeal section 4420, of chapter 27, title 25, of the Code, relating to the trial of an issue of fact in an indictment, and enacting a substitute therefor, with the following amendment: Strike out section 2 of the bill; in which the concurrence of the House is asked.

Also that the Senate refused to concur in House Resolution relative to appointment of a Special Committee on Agricultural College and State University.

J. A. T. HULL, *Secretary.*

Mr Deweese moved to strike out the enacting clause of House File No. 135.

The motion prevailed, and the bill was lost.

PETITIONS.

Mr. Bleidung presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Mr. Chapman presented a petition against the repeal of the present railroad tariff law.

Referred to Committee on Railroads.

Mr. Bolton presented a petition against the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Gordon presented a petition against the repeal of the railroad tariff law.

Referred to the Committee on Railroads.

Mr. McAllister presented a petition for land grant to Chicago, Milwaukee & St. Paul Railroad.

Referred to the Committee on Railroads.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 213, a bill for an act to repeal subdivision 1, section 3793, chapter 2, title 23 of the Code, in relation to compensation of county treasurers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was recommitted House File No. 58, a bill for an act to tax the loans made by foreign insurance companies, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 132, a bill for an act to punish fraudulent tax listing, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Petition No. 1, from the Board of Supervisors of Appanoose county, in relation to curtailing court expenses, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred a petition from the citizens of Benton county, asking for the repeal of section 797 of the Code, which exempts from taxation

the grounds and buildings of religious societies, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with a bill embodying the prayer of said petition.

W. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Hoag submitted a report from the Visiting Committee on the State Fish Hatching House, which was read and passed on file.

Mr. King submitted a report from the Visiting Committee on the Deaf and Dumb Asylum at Council Bluffs, which was passed on file and ordered printed.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 15, a bill for an act to repeal sections 3889 and 3890, of chapter 3, title 24, of the Code, in relation to setting out fires, and to enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred a petition from the citizens of Madison county, asking for legislation to stay the collection of debts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation, it being impossible for the General Assembly to grant the relief asked for.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 155, a bill for an act creating the office of county attorney and defining his powers and duties, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 336, a bill for an act to establish the salary of district attorneys, repealing section 3775 of the Code, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 321, a bill for an act to repeal sections 2077, 2078, 2079, 2080 and 2081 of the Code, in relation to the rate of interest on money, and to enact a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be

indefinitely postponed for the reason that the committee have already reported a bill on the same subject.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 128, a bill for an act authorizing Sioux county, Iowa, to have made a corrected index and record from deed record "A," from Woodbury county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 53, a bill for an act to amend section 1241 of the Code of Iowa, title 10, chapter 41, relating to taking private property for works of internal improvement, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the words "of Iowa" in the title; also, that section 1 be amended by striking out the words "of Iowa" in the second line, and that there be added to the end of section 1 the words "or of any State or territory," and when so amended that the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 325, a bill for an act to amend chapter 123, of the laws of the Sixteenth General Assembly, relating to taxes in aid of railroads which is entitled an act to enable townships and incorporated towns and cities to aid in the construction of railroads, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 322, a bill for an act repealing section 163, of chapter 5, title 3 of the Code, and enacting a substitute therefor, and defining the boundaries of the Circuits of the State, and providing for the election of a judge in the Fifteenth Circuit, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 338, a bill for an act to provide for auditing witness fees in criminal cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the words "or justice of the peace," in 3d line of section 1, and when so amended that the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 337, a bill for an act to provide for a stay of execution in cases of the foreclosure of chattel mortgages by the sheriff, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the title and substituting the following title in lieu thereof: "An act in relation to the foreclosure of chattel mortgages, and providing a stay;" also, that section 1 be amended by striking out all after the word "cases," in the first line, to and including the word "sheriff," in the second line, and insert in lieu thereof the following: "where a mortgage of personal property is being foreclosed or about to be foreclosed;" and that section 2 be amended by striking out all after the word "and," in the 4th line, to the word "the," in the 8th line, and when so amended that the bill do pass.

UPDEGRAFF, *Chairman*.

Mr. Wilson, from the Committee on Claims submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred a claim of Frank Nagle, for wood furnished General N. B. Baker, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be not allowed.

WILSON, *Chairman*.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 171, a bill for an act to require school boards to adopt text books for use in the schools under their supervision, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Strike out "1878," in fifth line, and insert "1879;" also strike out publication clause; and that as amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred Senate File No. 70, a bill for an act to repeal section 1766 of the Code, relating to examination of teachers and issuing of certificates, and enacting a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 314, a bill for an act to provide for the sub-division of independent school districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 315, a bill for an act to provide for the sub-division of independent school districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 39, a bill for an act to secure to children the benefits of elementary instruction, beg leave to report that they have had the same under consideration, and a majority of the committee have instructed me to report the following substitute to the House, with the recommendation that it do pass.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

On motion of Mr. Deweese, Senate File No. 15, was referred to the Judiciary Committee.

Mr. Deweese, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER.—Your Committee on Constitutional Amendments, to whom was referred several resolutions proposing to amend the Constitution of the State of Iowa, beg leave to report that they have had the same under consideration, and have proposed a substitute, and have instructed me to report the same back to the House with the recommendation that it be adopted.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred House File No. 18, a bill for an act to amend section 9, article 1, of the Constitution, beg leave to report that they have, in obedience to instructions of the House, had the same under consideration, and have prepared the proffered amendment, and have instructed me to report the same back, as requested by the House.

DEWEESE, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom were referred House Files Nos. 92, 116, 159, 209 and 253, bills for an act to repeal sections 282, 283 and 287, of title 4, chapter 1, of the Code, in relation to the re-location of county seats, beg leave to report that they have had the same under consideration, have agreed upon a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. WOOD, *Chairman.*

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Bradley introduced House File No. 398, a bill for an act to legalize the use of the dictionary index, etc.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Carson introduced House File No. 399, a bill for an act to protect hotel and boarding-house keepers.

Read first and second time, and referred to Judiciary Committee.

Mr. Williams introduced House File No. 400, a bill for an act to amend sections 3832 and 3833 of the Code.

Read first and second time, and referred to Committee on Retrenchment.

Mr. Rickel introduced House File No. 401, a bill for an act to amend section 611, chapter 3, title 5, of the Code.

Read first and second time, and referred to Committee on Elections.

Mr. Kauffman introduced House File No. 402, a bill for an act to amend section 1384, etc.

Read first and second time, and referred to Committee on Hospital for Insane.

Mr. McAllister introduced House File No. 403, a bill for an act to amend section 6, chapter 50, of the Code.

Read first and second time, and referred to Committee on Fish and Game.

Mr. Rickel introduced House File No. 404, a bill for an act to amend section 211, chapter 9, title 3, of the Code.

Read first and second time, and referred to Judiciary Committee.

Leave was granted Mr. Lyon to present a communication from the Woman's Christian Temperance Association, and moved that the use of the hall be allowed them as requested.

RESOLUTION.

Leave was granted Mr. Rickel to offer the following resolution, which was adopted:

Resolved, That all bills making appropriations of public money, now in the hands of committees, shall be reported to the House on or before Monday, the 25th inst., and that all bills making such appropriations be introduced by that time.

Leave of absence was granted Messrs. Parkinson, Fast, Gleason, Gordon, and Seeley until Tuesday.

MESSAGES ON THE SPEAKER'S TABLE.

House File No. 56, with Senate amendment, in reference to the repeal of section 4420, chapter 27, title 25 of the Code, was taken up.

The question recurring on the Senate amendment, the yeas and nays were as follows:

The yeas were :

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hallock, Hamilton, Heron, Higgins,

Hoag, Holbrook, Hotchkiss, Israel, Jamison, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Alford, Crooks, Hadley, Hiatt, Jaqua, Johnson, Mallory, Manning of Winneshiek, Maynard, Miles, O'Donnell, Terry, Updegraff, Waterman, and Wells—15.

So the House concurred in the Senate amendment.

Mr. Brown moved to reconsider the vote by which the House refused to allow the use of the Hall to the Woman's Christian Temperance Association, and demanded the yeas and nays.

Mr. Mueller moved to lay the motion to reconsider on the table, and demanded the yeas and nays, which were as follows :

The yeas were:

Messrs. Allen, Bliedung, Bloom, Bolton, Bradley, Carson, Chapman, Clayton, Duncan, Fast, Gray, Hamilton, Holbrook, Israel, Kauffman, King, Knoll, Kopp, Lessenger, McAllister, Miles, Morse, Mueller, O'Brien, Paul, Peake, Perrin, Ratcliff, Rickel, Seaman, Seeley, Seymour, Tiffin, Tremain, Walker, Wilson of Kossuth, Wilson of Polk, Yoran, and Young—39.

The nays were:

Messrs. Ashby, Baker, Barrett, Bowdish, Brown, Calvin, Coomes, Curtiss, Deweese, Doty, Elliott, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Lyman, Lyon, McCartney, Macy, Manning of Carroll, Nichol, Parker, Parkinson, Rhode, Russell, Scott, Sherrard, Stephenson, Stone, Taylor, Tyson, Ure, Warnock, Whaley, Williams, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—48.

Absent or not voting :

Messrs. Alford, Crooks, Jaqua, Johnson, Mallory, Manning of Winneshiek, Maynard, O'Donnell, Terry, Updegraff, Waterman, and Wells—12.

So the motion to lay on the table did not prevail.

The question recurring on the motion to reconsider, Mr. Brown demanded the yeas and nays, which were as follows :

The yeas were:

Messrs. Ashby, Bowdish, Brown, Calvin, Coomes, Curtiss, Deweese, Elliott, Gammons, Gardner, Gay, Gleason, Hallock, Hiatt, Hoag, Hotchkiss, Lyman, Lyon, McCartney, Macy, Nichol, Parker, Parkinson, Rhode, Russell, Scott, Sherrard, Stephenson, Stone, Tyson, Ure, Warnock, Whaley, Williams, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—49.

The nays were:

Messrs. Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Carson, Chapman, Clayton, Doty, Duncan, Fast, Flick, Gordon, Gray, Hadley, Hamilton, Heron, Higgins, Holbrook, Israel, Jamison, Kauff

man, King, Knoll, Kopp, Lessenger, McAllister, Miles, Morse, Mueller, O'Brien, Paul, Peake, Perrin, Ratcliff, Rickel, Seaman, Seeley, Seymour, Taylor, Tiffin, Tremain, Walker, Wilson of Kossuth, Wilson of Polk, Yoran, and Young—38.

Absent or not voting:

Messrs. Alford, Crooks, Jaqua, Johnson, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, O'Donnell, Terry, Updegraff, Waterman, and Wells—13.

So the motion to reconsider did not prevail.

Leave was granted Mr. Bolton to present a petition from the members of the Merchants' Exchange, of Sioux City.

Referred to Committee on Railroads

Mr. King moved to take up House File No. 12, a bill for an act to confer exclusive jurisdiction upon Justices of the Peace, etc., with report of the majority, that it be indefinitely postponed, and report of minority do pass with modifications, was considered.

Mr. Rickel moved that the House adopt the minority report.

Mr. Stone moved to strike out the first section of the bill.

The motion did not prevail.

The question, on motion of Mr. Rickel's amendment, prevailed.

The bill was ordered engrossed and read a third time.

Mr. Bliedung moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Gammons, Gardner, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Miles, Morse, Mueller, Nichol, O'Brien, Parkinson, Paul, Peake, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Warnock, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—76.

The nays were:

Messrs. Bradley, Deweese, Fast, Flick, Gay, Gleason, Gordon, Hamilton, Holbrook, Manning of Carroll, Perrin, Terry, and Williams—12.

Absent or not voting:

Messrs. Alford, Jaqua, Johnson, Manning of Winneshiek, Maynard, O'Donnell, Parker, Terry, Updegraff, Walker, Waterman, and Wells—12.

So the bill passed and the title was agreed to.

Leave of absence was granted Mr. Johnson until Tuesday.

REPORT OF COMMITTEE.

Leave was granted Mr. Seaman to submit a report from the Committee on Rules, which was read and laid over until Monday, February 18th.

MR. SPEAKER—Your Committee on Rules, to whom was referred the Resolution of Mr. Russell, providing for afternoon sessions, and fixing the order of business of this House, beg leave to report that they have had the same under consideration, and have instructed me to report the following substitute:

Resolved, That hereafter, until otherwise ordered, the House will hold two sessions per day on Mondays and Wednesdays, and that during the afternoon sessions of said days, nothing shall be in order but bills and resolutions on their second reading.

Resolved further, That on and after Wednesday, February 20, the following order of business shall prevail under the head of "Bills and Resolutions read a second time," viz:

1. Bills to provide State revenue.
2. Bills making appropriations to State institutions.
3. Bills making other appropriations.
4. Bills relating to the control and regulation of railroads.
5. Bills relating to grants of lands to railroad companies.
6. Bills relating to changes in the judicial system.
7. Bills relating to the reduction of court expenses.
8. All other bills, resolutions, etc.

Leave was granted Mr. Miles to call up Senate File No. 40, a bill for an act to amend section 521, title 4, chapter 10, of the Code, with report of committee recommending it do pass with amendments, was taken up and considered.

On motion of Mr. Deweese, the House extended the hour of adjournment ten minutes.

Mr. Wilson, of Polk, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—85.

The nays were:

Mr. Knoll—1.

Absent or not voting:

Messrs. Alford, Gleason, Hallock, Jamison, Jaqua, Johnson, Maynard, O'Donnell, Parker, Stone, Terry, Updegraff, Waterman, and Wells—14.

So the bill passed, and the title was agreed to.

Mr. Bradley moved to recommit substitute for House Files No. 92, 116, 159, 209 and 253 to the Committee on County and Township Organization.

The motion prevailed.

Leave was granted Mr. Seymour to call up House File No. 287, a bill for an act to amend sections 1 and 2, of chapter 33, of the laws of the Sixteenth General Assembly, in relation to the election of certain officers in certain cities of the first class, etc., was taken up and considered.

On motion of Mr. Peake, the House adjourned at 12:05 o'clock.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 18, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. C. A. Gelwicks.

Pending the reading of the journal of Saturday, on motion of Mr. Walker, the further reading was dispensed with.

Leave of absence was granted Mr. Scott for to day.

UNFINISHED BUSINESS.

House File No. 287, a bill for an act to amend sections 1 and 2, of chapter 33 of the laws of the Sixteenth General Assembly, &c., with report of committee recommending that it do pass was taken up, considered, and the report of the committee was adopted.

Mr. Seymour moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Duncan, Elliott, Flick, Gammons, Gardner, Gray, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winnesiek, Morse, Mueller, O'Brien, Paul, Peake, Perrin, Rickel, Russell, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Wayne, Young, and Mr. Speaker—60.

The nays were:

Mr. Updegraff—1.

Absent or not voting:

Messrs. Alford, Allen, Ashby, Barrett, Bowdish, Chapman, Crooks, Curtiss, Deweese, Doty, Fast, Gay, Gleason, Gordon, Hadley, Hallock, Higgins, Jaqua, Kauffman, Knoll, Maynard, Miles, Nichol, O'Donnell, Parker, Parkinson, Ratcliff, Rhode, Scott, Seaman, Seeley, Terry, Tremain, Tyson, Ure, Wells, Wilson of Polk, Wright of Warren, and Yoran—39.

So the bill passed and the title was agreed to.

Leave of absence was granted Messrs. Allen, and Kauffman for to-day.

PETITIONS.

Mr. Waterman presented a petition for repeal of railroad tariff law, from lumber dealers of Scott county.

Referred to Committee on Railroads.

Mr. Calvin presented a petition from citizens of Buchanan county, protesting against the repeal of the present railroad tariff law.

Referred to Committee on Railroads.

Mr. Walker presented a petition from forty-six farmers, mechanics, merchants, and business men of Kensett, that the railroad tariff law be maintained, &c.

Referred to Committee on Railroads.

Mr. Carson presented a memorial of Wm. R. Craig, for compensation upon contracts.

Referred to Committee on Claims.

Mr. Bliedung presented a petition from citizens of Volga township, Clayton county, Iowa, asking that a stringent license law be enacted, for the purpose of regulating the sale of intoxicating liquors, &c.

Referred to Committee on Suppression of Intemperance.

Mr. Morse presented a petition to tax church property, by citizens of Adams county.

Referred to Committee on Ways and Means.

REPORTS OF COMMITTEES.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 161, a bill for an act to amend sections 1769, 1774, and 1776, chapter 9, title 12, of the Code, reducing salary of county superintendent to \$100 per annum, and relieving him from visiting schools, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 216, a bill for an act to repeal a part of section 1774, in title 12, chapter 9, of the Code, in relation to school superintendents, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 370, a bill for an act to amend section 1774 of the school law, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

BILLS INTRODUCED.

Mr. Bliedung introduced House File No. 405, a bill for an act to secure the road poll tax, in work or money, from all men under forty-five years of age.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Hamilton introduced House File No. 406, a bill for an act to repeal chapter 35, laws of the Fifteenth General Assembly, and chapter 97, laws of the Sixteenth General Assembly.

Read first and second time, referred to Committee on Judiciary, and ordered printed.

Mr. Holbrook introduced House File No. 407, a bill for an act to amend section 3788 of the Code, so as to more clearly fix and define the fees to which sheriffs are entitled for conveying convicts to the penitentiary.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Mr. Gay introduced House File No. 408, a bill for an act to amend chapter 38, section 7, of the acts of the Sixteenth General Assembly.

Read first and second time, and referred to Committee on Reform School.

Mr. Seaman introduced House File No. 409, a bill for an act authorizing boards of supervisors to levy a county road tax, and to provide for the manner of expending the same.

Read first and second time, referred to Committee on Roads and Highways, and ordered printed.

Mr. McCartney introduced House File No. 410, a bill for an act to regulate the sale of intoxicating liquors on days of election, and defining the duties of peace officers.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. McAllister introduced House File No. 411, a bill for an act to legalize the acknowledgment of deeds by deputy clerks of courts, county auditors and deputy county auditors.

Read first and second time, and referred to Committee on Judiciary.

Mr. McAllister introduced House File No. 412, a bill for an act to amend section 1955 of the Code of 1873, in relation to acknowledgments of deeds.

Read first and second time, and referred to Committee on Judiciary.

Mr. Rickel, from Committee on Suppression of Intemperance, introduced House File No. 413, a bill for an act to amend chapter 6, title 11 of the Code, regulating the sale of intoxicating liquors.

Read first and second time, and passed on file.

Mr. Wood introduced House File No. 414, a bill for an act to amend section 3937, chapter 6, title 24 of the Code, relating to offenses against public justice.

Read first and second time, and referred to Committee on Judiciary.

RESOLUTION.

Mr. Young offered the following resolution, which was adopted:

Resolved, That a committee of three be appointed, of which Mr. Russell shall be chairman, to report by bill expenses of visiting committees to State institutions.

Leave was granted Mr. Lyon to present a petition from citizens of Marble Rock, Floyd county, asking that the present railroad tariff law be not repealed.

Referred to Committee on Railroads.

Leave was granted Mr. Wilson, of Polk, to present a petition for an act to regulate mines and mining in the State of Iowa.

Referred to Committee on Mines and Mining.

Leave was granted Mr. Manning, of Winneshiek, to present a petition from twelve citizens of Winneshiek county, that a land grant be given to the Chicago, Milwaukee & St. Paul Railway.

Referred to Committee on Railroads.

Mr. Peake offered the following resolution, which was adopted:

WHEREAS, In the month of December, 1876, the court house in Ida county, Iowa, was destroyed by fire; and,

WHEREAS, Among the serious losses of record and property by said fire, was the total destruction of a complete set of the Supreme Court Reports, of the State of Iowa, belonging to said county of Ida; therefore,

Be it resolved by the General Assembly of the State of Iowa, That in consideration of the loss sustained by said county aforesaid, the Secretary of State, or State Librarian, is hereby authorized to furnish to said county of Ida, a complete set of the Iowa Supreme Court Reports, or so many as he may be able to out of the copies now on hand, or hereafter to be obtained.

MESSAGES ON SPEAKER'S TABLE.

Concurrent Resolution relative to the removal of the Girls' Reform School to Council Bluffs, was taken up.

Mr. Carson moved to refer to Committee on Deaf and Dumb.

Mr. Morse moved to amend by referring to Committee on Reform School. Carried.

Motion as amended was adopted.

Senate File No. 34, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly, in relation to empowering cities to extend their corporate limits.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 88, a bill for an act relating to lost instruments and proceedings thereon.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 89, a bill for an act prohibiting Justices of the Peace and Attorneys from occupying the same room.

Read first and second time, and referred to Judiciary Committee.

Leave was granted Mr. Rickel, to submit a report from the Committee on Suppression of Intemperance.

REPORT OF COMMITTEE.

Mr. Rickel, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 339, a bill for an act to repeal section 1555 of the Code, in relation to the sale of intoxicating liquors, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

RICKEL, *Chairman.*

Ordered passed on file.

BILLS ON SECOND READING.

House File No. 9, a bill for an act to amend chapter 5, title 13, of the Code of 1873, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee concurred in.

House File No. 115, a bill for an act to provide a place of holding elections in each township, amending section 614 of the Code, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee adopted.

House File No. 139, a bill for an act to amend sections 1, 2 and 3, of chapter 8, of the Fifteenth General Assembly, for the purpose of increasing the efficiency of county surveyors, with report of committee recommending it do not pass, was taken up considered, and the report of the committee adopted.

House File No. 162, a bill for an act to amend section 1736 of the Code, requiring district secretaries to report to county superintendents, shall file copy of their report with county auditor and county treasurer, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee adopted.

House File No. 201, a bill for an act to amend section 1557, title 11, chapter 6, of the Code, in relation to damages on account of intoxication, with report of committee recommending that it do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 197, a bill for an act to restrain the sale of intoxicating liquors in incorporated cities and towns, with report of committee recommending that it do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 156, a bill for an act to enable the owners of certain classes of real property situated in cities acting under special charters to have the same severed from the territory of such cities, with report of committee recommending that it do pass, was taken up and considered.

Mr. Carson moved to amend section 1, after the word "Iowa" in 3d line to strike out all the words to "may" and insert in lieu thereof: "Where such lands are used for agricultural or horticultural purposes, or are not required for city purposes."

The motion prevailed, and the bill was ordered engrossed for a third reading.

House File No. 108, a bill for an act on mileage, with report of committee recommending to indefinitely postpone, was taken up, considered, and the report of the committee was adopted.

Joint Resolution, relative to appropriations to the various State institutions, was taken up and indefinitely postponed.

Resolution in relation to referring all bills relating to courts and court expenses, etc., was taken up and indefinitely postponed.

House File No. 142, a bill for an act to amend section 3829 of the Code, relating to the fees of attorneys appointed by the court, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 198, a bill for an act to amend section 3630 of the Code, in relation to peace officers, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 72, a bill for an act to amend section 1001, chapter 3, title 7, of the Code, with report of committee recommending to indefinitely postpone, was taken up, considered, and the report of the committee was adopted.

House File No. 158, a bill for an act to amend section 4117, title 25, chapter 4, of the Code, with report of committee recommending a substitute, was taken up and considered, and ordered engrossed for a third reading.

Mr. Hamilton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gray, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, O'Brien, O'Donnell, Paul, Peake, Perrin, Rickel, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Updegraff, Walker, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Young, and Mr. Speaker—60.

The nays were:

Messrs. Baker, Barrett, Bradley, Hallock, Hiatt, McCartney, Morse, Mueller, Russell, and Williams—10.

Absent or not voting:

Messrs. Alford, Allen, Ashby, Chapman, Curtiss, Deweese, Doty, Fast, Gleason, Gordon, Hadley, Higgins, Jaqua, Kauffman, Knoll, Maynard, Nichol, Parker, Parkinson, Ratcliff, Rhode, Scott, Seeley, Terry, Tremain, Tyson, Ure, Wells, Wright of Warren, and Yoran—30.

So the bill passed and the title was agreed to.

House File No. 246, a bill for an act to amend sections 1384 and 1390, chapter 2, title 11, of the Code, with report of committee recommending it do pass, was taken up and considered, and ordered engrossed for a third reading.

House File No. 42, a bill for an act to amend section 1, chapter 39, of the acts of the Fifteenth General Assembly, with report of committee recommending it do pass, was taken up and considered, and ordered engrossed for a third reading.

Mr. Carson moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, O'Brien, O'Donnell, Paul, Peake, Perrin, Rickel, Russell, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Updegraff, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—69.

The nays were:

Messrs. Bowdish, and Lyon—2.

Absent or not voting:

Messrs. Alford, Allen, Ashby, Chapman, Curtiss, Deweese, Doty, Gleason, Gordon, Hadley, Higgins, Jaqua, Kauffman, Knoll, Maynard, Nichol, Parkinson, Parker, Ratcliff, Rhode, Scott, Seeley, Terry, Tremain, Tyson, Ure, Wells, and Yoran—29.

So the bill passed, and the title was agreed to.

House File No. 174, a bill for an act to amend chapter 40, of the acts of the Sixteenth General Assembly, relating to the Additional Penitentiary at Anamosa, with report of committee recommending it do pass, was taken up and considered.

On motion of Mr. Stone, the bill was recommitted to the Committee on Judiciary.

House Files Nos. 31, 48, 69, 164, and 144, bills for an act to amend section 591, title 5, chapter 1 of the Code, relating to terms of office of township trustees, with report of committee recommending a substitute, was taken up and considered.

On motion of Mr. Wood, it was laid on the table.

House File No. 133, a bill for an act to repeal chapter 39 of the public laws of the Fifteenth General Assembly, and to enact a substitute therefor, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 80, a bill for an act to provide for the compilation and publication of the road laws, and the distribution of the same, with report of committee recommending it do pass, was taken up, considered, and ordered engrossed for a third reading.

House File No. 252, a bill for an act to legalize the official acts of F. D. Lindsley, a Justice of the Peace in and for Benton county, with re-

port of committee recommending it do pass, was taken up, considered, and ordered engrossed for a third reading.

House File No. 62, a bill for an act to amend section 867, title 6, chapter 2, of the Code, defining the duties of county treasurers in relation to giving tax receipts, with report of committee recommending a substitute, was taken up and considered.

Mr. Perrin moved to amend by adding to section 1, "and if sold, for what year."

The motion to amend prevailed.

The bill was ordered engrossed for a third reading.

Mr. Mallory moved that the rule be suspended, and the bill read a third time now.

The motion did not prevail.

House File No. 332, a bill for an act to repeal section 2057 of the Code, and to enact a substitute in lieu thereof, with report of committee recommending it do pass, was taken up and considered.

The House refused to order it engrossed for a third reading.

House File No. 157, a bill for an act to amend section 1793, chapter 64, of the acts of the Sixteenth General Assembly, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 186, a bill for an act to amend chapter 64, laws of the Sixteenth General Assembly, amending section 1793, providing for county superintendent as arbitrator in case of disagreement of the boards of directors, &c., with report of committee recommending it do pass, was taken up, considered, and the bill ordered engrossed for a third reading.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Duncan, Elliott, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotckiss, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Miles, Morse, Mueller, O'Brien, O'Donnell, Peake, Perrin, Rickel, Russell, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Updegraff, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—65.

The nays were:

Messrs. Flick, Manning of Winneshiek, Tiffin, and Wilson of Polk—4.

Absent or not voting:

Messrs. Alford, Allen, Ashby, Chapman, Curtiss, Deweese, Doty, Fast, Gleason, Gordon, Hadley, Higgins, Jaqua, Kauffman, Knoll, Maynard, Nichol, Parker, Parkinson, Paul, Ratcliff, Rhode, Scott, Seeley, Terry, Tremain, Tyson, Ure, Wells, and Yoran—31.

So the bill passed and the title was agreed to.

House File No. 81, a bill for an act to amend section 3275 of the

Code, with report of committee recommending that it do pass was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 85, a bill for an act to repeal section 3751 of the Code, relating to depositions, and to enact a substitute therefor, with report of committee recommending that it do pass was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Mr. Carson moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Duncan, Elliott, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Miles, Morse, O'Brien, O'Donnell, Peake, Perrin, Rickel, Russell, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Updegraff, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—66.

The nays were:

Messrs. Flick, Manning of Winneshiek, and Mueller—3.

Absent or not voting:

Messrs. Alford, Aller, Ashby, Chapman, Curtiss, Deweese, Doty, Fast, Gleason, Gordon, Hadley, Higgins, Israel, Jaqua, Kauffman, Knoll, Maynard, Nichol, Parker, Parkinson, Paul, Ratcliff, Rhode, Scott, Seeley, Terry, Tremain, Tyson, Ure, Wells, and Yoran—31.

So the bill passed and the title was agreed to.

House File No. 73, a bill for an act to amend section 2590, chapter 5, title 17 of the Code, limiting the number of changes of the place of trial in civil cases, with report of committee recommending that it do pass with amendments was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Mr. Rickel moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, O'Brien, O'Donnell, Peake, Perrin, Rickel, Russell, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Updegraff, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young and Mr. Speaker—69.

The nays were—None.

Absent or not voting:

Messrs. Alford, Allen, Ashby, Bloom, Chapman, Curtiss, Deweese, Doty, Fast, Gleason, Gordon, Hadley, Jaqua, Kauffman, Knoll, Maynard, Nichol, Parker, Parkinson, Paul, Ratcliff, Rhode, Scott, Seeley, Terry, Tremain, Tyson, Ure, Wells, and Yoran—31.

So the bill passed and the title was agreed to.

House File No. 61, a bill for an act to amend section 3588, of the Code, relating to appeals from justices of the peace, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Bradley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, O'Brien, O'Donnell, Peake, Perrin, Rickel, Russell, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Updegraff, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—70.

The nays were—None.

Absent or not voting :

Messrs. Alford, Allen, Ashby, Chapman, Curtiss, Deweese, Doty, Fast, Gleason, Gordon, Hadley, Higgins, Jaqua, Kauffman, Knoll, Maynard, Nichol, Parker, Parkinson, Paul, Ratcliff, Rhode, Scott, Seeley, Terry, Tremain, Tyson, Ure, Wells, and Yoran—30.

So the bill passed and the title was agreed to.

On motion of Mr. Wood, the time of adjournment was extended thirty minutes.

On motion of Mr. Stone, House File No. 150, a bill for an act to authorize counties, cities and towns to refund outstanding bonded debt at a lower rate of interest, and to provide for the payment of the same, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Updegraff moved to amend by adding to section 5: "But nothing in this act shall be construed to extend the tax levying power of any county, city or town until the bonds in this act are issued."

The motion to amend prevailed.

Mr. Manning, of Carroll, moved to amend. Add a new section, 5½: "The bonds owned under this act shall be exempt from taxation except for State purposes."

The motion to amend prevailed.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Coomes, Crooks, Flick, Gammons, Gardner, Gay, Gray, Hallock, Heron, Hoag, Jamison, Johnson, King, Kopp, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Miles, Paul, Peake, Perrin, Seaman, Seymour, Taylor, Updegraff, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Wright of Wayne—47.

The nays were:

Messrs. Brown, Duncan, Elliott, Hamilton, Holbrook, Hotchkiss, Israel, Lessenger, Lyon, Morse, Mueller, Sherrard, Stephenson, Stone, Tiffin, Williams, Young, and Mr. Speaker—20.

Absent or not voting:

Messrs. Alford, Allen, Ashby, Chapman, Curtiss, Deweese, Doty, Fast, Gleason, Gordon, Hadley, Higgins, Jaqua, Kauffman, Knoll, Mallory, Maynard, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Terry, Tremain, Tyson, Ure, Walker, Wells, and Yoran—35.

So the bill, failing to receive constitutional majority, did not pass the House.

On motion of Mr. Stone the vote was reconsidered by which the bill was read a third time and lost.

Mr. Stone moved to reconsider the vote by which the bill was ordered engrossed for a third reading.

The motion prevailed.

On motion of Mr. Manning, of Carroll, the bill was referred to the Committee on Judiciary.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following resolution and bills, to-wit:

Joint Resolution amending the bankrupt act.

House File No. 206, a bill for an act to legalize the incorporation of the town of Sheldon, and its ordinances, and the acts of its officers thereunder.

House File No. 75, a bill for an act to repeal sections 511 and 512 of the Code, and to enact a substitute therefor.

ELWOOD MACY, *Chairman.*

On motion of Mr. Clayton the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 19, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. J. B. Clark.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. Coomes.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and resolutions, in which the concurrence of the House is asked:

Senate File No. 112, a bill for an act to repeal section 4509 of the Code, and to enact a substitute therefor.

Senate File No. 107, a bill for an act to provide for the assessment and taxation of property of telegraph proprietors.

Concurrent Resolution, relative to itemized statements in appropriation bills and new buildings.

Concurrent Resolution, relative to pay of officers and employes of the General Assembly.

Also, that the Senate has passed, without amendment:

House File No. 82, a bill for an act to legalize the incorporation of the town of Colfax, Jasper county, Iowa, the election of its officers, etc.

House File No. 185, a bill for an act to legalize the incorporation of the town of Ossian, in Winneshiek county, Iowa, its ordinances, and the acts of its officers thereunder.

J. A. T. HULL, *Secretary*.

PETITIONS.

Mr. Doty presented a petition in reference to the stay law.

Referred to Committee on Judiciary.

Mr. Chapman presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Mr. Tyson presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Mr. Crooks presented a petition for the passage of Mr. Stone's bills, to regulate mines and mining.

Referred to Committee on Mines and Mining.

Mr. Terry presented a petition in reference to wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Bliedung presented two petitions for a license law.

Referred to Committee on Suppression of Intemperance.

Also, a petition against the repeal of the railroad law.

Referred to Committee on Railroads.

Mr. Alford presented a petition against the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Hadley presented a petition to prohibit the manufacture of malt liquors.

Referred to Committee on Suppression of Intemperance.

Mr. Holbrook presented a petition asking the abolition of the grand jury system.

Referred to Committee on Constitutional Amendments.

Mr. Tiffin presented a petition from Reform Schools, asking the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Tiffin presented a petition for a bill to protect birds.

Referred to Committee on Fish and Game.

Mr. Tiffin presented a petition compelling railroads to construct railroad crossings with guards.

Referred to Committee on Railroads.

Mr. Carson presented a petition for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 372, a bill for an act to amend chapter 1, title 6 of the Code, and to protect manufacturers within the State of Iowa from double taxation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 896, a bill for an act to provide for the distribution of the laws to county officers, amendatory of sections 39, 40, and 41 of the Code of 1873, and chapter 132, acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting "township clerk" after the words "justices of the peace," in the second line in section 1, and that when so amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 292, a bill for an act to limit the amount of attorney's fees in action to foreclose mortgages, and to recover upon contracts where the same contains a stipulation therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

CHAPMAN, *Chairman*.

Ordered passed on file.

Mr. Lyon, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 306, a bill for an act to amend section 1576, chapter 9, title 11, of the Code, relating to the amount of capital required in the organization of banks, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House Files Nos. 3, 22, 214, 234, and 41, to regulate banking institutions and to prevent fraudulent banking, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the title of No. 41 be amended by inserting the words, "whether public or private," after the word "institutions," and that as so amended it be substituted for Nos. 3, 22, 214 and 234, and that it do pass.

Lyon, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 351, a bill for an act to legalize the sale of certain school lands in Clayton county, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 363, a bill for an act to legalize the official acts of Geo. A. Jackson, a notary public in and for Boone county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 342, a bill for an act to allow Notaries Public to solemnize marriages, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 328, a bill for an act to amend section 3061 of chapter 121, title 18, of the Code, in relation to the stay of executions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 352, a bill for an act to enable jurors to render a verdict in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed for the reason that it is unconstitutional.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 279, a bill for an act to regulate mines and mining, and to repeal an act therein named, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Mines and Mining.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 28, a bill for an act to amend section 208 of chapter 9, title 3 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 347, a bill for an act to amend section 3508 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 62, a bill for an act to amend section 3299 of the Code, relating to sales in partition proceedings, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Wright, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 331, a bill for an act to regulate the publication of the proceedings of boards of supervisors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 329, a bill for an act to amend section 307, chapter 2, title 4, of the Code, relating to the publication of the proceedings of

the board of supervisors in papers printed in a foreign language, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 265, a bill for an act to amend sections 873, 874 and 3833 of the Code, providing for the publication of the delinquent tax-list and compensation therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Printing, to whom was referred House File No. 273, a bill for an act authorizing cities and towns to require a license of all persons soliciting for or publishing or printing any general advertising paper, poster, placard or circular for profit, when such person does not control any regular daily, weekly or monthly publication in such city or town, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

GEO. WRIGHT, *Chairman.*

Ordered passed on file.

Leave was granted Mr Miles to present a protest against the repeal of the railroad tariff law.

Referred to Committee on Railways.

INTRODUCTION OF BILLS.

Mr. Chapman introduced House File No. 415, a bill for an act to grant relief to the tax-payers of the former sub district No. 2, Honey Creek township, Delaware county.

Read first and second time, and referred to Committee on Schools.

Mr. Walker introduced House File No. 416, a bill for an act to compel railroads to fence their right of way.

Read first and second time, and referred to Committee on Railroads.

Mr. Mallory introduced House File No. 417, a bill for an act to confer the railroad tax to Whitebreast township, Warren county, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. O'Donnell introduced House File No. 418, a bill for an act to protect the public health.

Read first and second time, and referred to Committee on Medicine.

Mr. Waterman introduced House File No. 419, a bill for an act requiring boards of supervisors to apportion the bridge tax.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Waterman introduced House File No. 420, a bill for an act to amend section 435, chapter 10, title 4, of the Code.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Hamilton introduced House File No. 421, a bill for an act to amend section 6, title 11, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Clayton introduced House File No. 422, a bill for an act to further protect the rights of holders of warehouse receipts.

Read first and second time, and referred to Committee on Ways and Means.

Mr. McAllister introduced House File No. 423, a bill for an act to legalize the Independent District of Sheldon, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. McAllister introduced House File No. 424, a bill for an act to amend sections 2581 and 2864, of the Code of 1873.

Read first and second time, and referred to Judiciary Committee.

RESOLUTION.

Mr. Hotchkiss offered the following resolution, which was adopted :
Resolved, That on and after Monday, February 25th, there be no more bills introduced into this House, except by committees or unanimous consent.

MESSAGES ON SPEAKER'S TABLE.

Senate Resolution relating to the pay of the employes of the two Houses on Sunday, was taken up.

On the adoption of the resolution, Mr. Stone demanded the yeas and nays, with the following result :

The yeas were:

Messrs. Alford, Ashby, Baker, Curtiss, Duncan, Elliott, Gardner, Gordon, Heron, Hoag, Hotchkiss, Israel, Kauffman, King, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Parker, Parkinson, Ratcliff, Rickel, Scott, Seaman, Sherrard, Stephenson, Taylor, Tyson, Whaley, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, and Young—37.

The nays were:

Messrs. Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Fast, Flick, Gammons, Gay, Gleason, Gray, Hadley, Hallock, Hamilton, Hiatt, Higgins, Holbrook, Jamison, Johnson, Knoll, Kopp, Lessenger, Lyman, Manning of Carroll, Miles, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Rhode, Russell, Seeley, Seymour, Stone, Terry, Tiffin, Tremain, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Polk, Yoran, and Mr. Speaker—58.

Absent or not voting:

Messrs. Allen, Deweese, Updegraff, Jaqua, and Maynard—5.

So the resolution was not adopted.

Concurrent Resolution relative to itemized statements in appropriation bills for new buildings was taken up, and on motion of Mr. Paul, was referred to Committee on Ways and Means.

Senate File No. 112, a bill for an act to repeal section 4509 of the Code, was taken up, read first and second time, and referred to Judiciary Committee.

Senate File No. 107, a bill for an act to provide for the assessment of property of telegraph lines, was taken up, read first and second time, and referred to Committee on Ways and Means.

BILLS ON SECOND READING.

House File No. 54, a bill for an act to repeal sections 2222 and 2229, of chapter 3, title 15 of the Code, with report of Committee recommending substitute do pass was taken up, considered, and the bill ordered engrossed for a third reading.

House File No. 103, a bill for an act to amend section 3074, of chapter 2, of title 18 of the Code, with report of committee recommending that it do pass was taken up, considered, and the House refused to order the bill engrossed, and the bill was lost.

House File No. 30, a bill for an act to amend chapter 3, title 5 of the Code, with report of committee recommending that it do pass was taken up and considered.

Mr. Hiatt moved to strike out section 2 of the bill.

The motion did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Alford moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Doty, Elliott, Fast, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hoag, Holbrook, Jamison, Johnson, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—78.

The nays were:

Messrs. Bowdish, Clayton, Flick, Hiatt, Higgins, Hotchkiss, Israel, Knoll, Lessenger, Miles, Manning of Winneshiek, Rhode, Stephenson, and Williams—14.

Absent or not voting:

Messrs. Allen, Deweese, Duncan, Hamilton, Jaqua, Kauffman, Maynard, and Updegraff—8.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Deweese on account of sickness.

House File No. 184, a bill for an act to amend section 798, title 6, chapter 1, of the Code, with report of committee recommending that it do pass with amendment, was taken up, considered, and the report of the committee was adopted.

Mr. Wright, of Warren, moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Allen, Deweese, Duncan, Hamilton, Jaqua, Maynard, Terry, and Updegraff—8.

So the bill passed and the title was agreed to.

Mr. Russell moved to reconsider the vote by which House File No. 332 was lost.

The motion prevailed.

Mr. Russell moved to reconsider the vote by which the bill was ordered engrossed for a third reading.

The motion prevailed.

On motion of Mr. Russell, the bill was recommitted to the Committee on Police Regulations.

House File No. 70, a bill for an act to amend section 1464 of the Code, with report of committee recommending it do not pass, was taken up, considered, and the report of the committee was adopted.

House File No. 222, a bill for an act to permit the removal of Secretaries of school districts, with report of committee recommending it be indefinitely postponed, was taken up and considered.

Mr. Holbrook moved to strike out "majority" and insert "two-thirds," in line two, section 3 of the bill.

The motion prevailed and the bill was ordered engrossed for a third reading.

House File No. 250, a bill for an act to repeal section 1475, chapter 3, title 9 of the Code, with report of committee recommending it do not pass, was taken up, considered, and the House refused to engross the bill for a third reading.

House File No. 255, a bill for an act to amend section 1751 of the the Code, with report of committee recommending it do pass, was taken up and considered.

On motion of Mr. Calvin, the bill was recommitted to the Committee on Schools.

House File No. 13, a bill for an act to amend section 3811, chapter 3, title 23 of the Code, with report of committee recommending it do pass, with amendment, was taken up and considered.

Mr. Hiatt moved to lay the amendment reported by the committee on the table.

The motion did not prevail.

The report of the committee was adopted.

Mr Ure moved to strike out the publication clause.

The motion prevailed.

The bill was ordered engrossed for a third reading.

Mr. Rickel moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Chapman, Coomes, Curtiss, Doty, Duncan, Fast, Flick, Gardner, Gay, Gleason, Gordon, Hadley, Hamilton, Heron, Higgins, Holbrook, Hotchkiss, Jamison, Johnson, Kopp, Lyman, Lyon, McAllister, Mallory, Morse, Nichol, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Tiffin, Tremain, Ure, Walker, Warnock, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—59.

The nays were:

Messrs. Bradley, Calvin, Carson, Clayton, Crooks, Elliott, Gammons, Gray, Hallock, Hiatt, Hoag, Israel, Kauffman, King, Knoll, Lessenger, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, O'Brien, O'Donnell, Peake, Seymour, Stephenson, Stone, Taylor, Terry, Tyson, Waterman, Williams, Wilson of Kossuth, and Mr. Speaker—35.

Absent or not voting:

Messrs. Allen, Deweese, Jaqua, Maynard, Updegraff, and Wells—6.

So the bill passed, and the title was agreed to.

House File No. 106, a bill for an act providing for the appointment of county solicitors, with report of committee recommending it do not pass, was taken up, and considered.

Mr. Knoll moved to amend by striking out "at their regular meeting in January," in section 1, line 6.

The motion prevailed.

The House refused to order the bill engrossed, and it was lost.

House File No. 110, a bill for an act relating to lands of which parties die seized, with report of committee recommending it do pass, was taken up, and considered.

The bill was ordered engrossed for a third reading.

House File No. 154, a bill for an act to punish the reckless use of fire-arms, with report of committee recommending that it do not pass, was taken up, and considered.

The House refused to order the bill engrossed for a third reading and it was lost.

Mr. Wright of Warren moved to reconsider the vote by which Senate Resolution relating to itemized statements in appropriation bills for new buildings, was referred to the Committee on Ways and Means and Appropriations.

The motion prevailed.

The question shall the resolution be adopted, was decided in the affirmative.

Mr. Walker moved the time of adjournment be extended ten minutes.

The motion was lost.

Leave was granted Mr. Mallory to submit a minority report from the Committee on Banks and Banking.

The undersigned members, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER--The Minority of Your Committee on Banks and Banking, to whom was referred House Files No. 234, 41, 22 and 214, regulating Banks and Banking, beg leave to report that they have had the same under consideration, and have instructed me to report back bill No. 234 to the House with the recommendation that it do pass.

S. H. MALLORY,
MOSES BLOOM,
J. J. WILSON,
For the Minority.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills, to-wit:

Senate File No. 29, a bill for an act to legalize the sale of certain school lands in Pottawattamie county, Iowa.

Senate File No. 68, a bill for an act to amend section 591, title 5, chapter 1, of the Code, relating to terms of office of township trustees.

Senate File No. 50, a bill for an act to legalize the organization and official proceedings of Independent District No. 7, of Decatur township, in Decatur county.

Senate File No. 59, a bill for an act to legalize the sale of certain school lands in Cherokee county, Iowa.

House File No. 75, a bill for an act to repeal sections 511 and 512 of the Code, and to enact substitutes therefor.

Joint Resolution, amending the bankrupt act.

House File No. 206, a bill for an act to legalize the incorporation of the town of Sheldon and its ordinances, and the acts of its officers thereunder.

ELWOOD MACY, *Chairman.*

The Speaker announced, as per resolution, a committee to draft a bill for expenses for visiting committees to the various State institutions, Messrs. Russell, Bloom, and Lyon.

Mr. Wilson, of Polk, from the Committee on Claims, introduced House File No. 425, a bill for an act appropriating money to defray inauguration expenses.

Read first and second time.

Mr. Wilson, of Polk, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

At 12 o'clock, M., the Speaker adjourned the House until to-morrow at 9:30 o'clock, A.M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 20, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. M. Miller.

Pending the reading of the journal of yesterday, on motion of Mr. Kauffman, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 5, and House File No. 23, a bill for an act for the relief of Joseph Bone.

Senate File No. 103, a bill for an act to amend chapter 10, title 4, of the Code, relating to incorporated towns.

Senate File No. 111, a bill for an act requiring boards of supervisors to make settlement with county treasurers at each of their regular meetings in January and June.

Also, that the Senate has concurred in House amendments to Senate File No. 40.

J. A. T. HULL, *Secretary*.

UNFINISHED BUSINESS.

The question recurring on House File No. 425, a bill for an act appropriating money to defray inauguration expenses, the question, shall the rule be suspended and the bill read a third time? was decided in the affirmative.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were:

Messrs. Mallory, Manning of Winneshiek, and Tyson—3.

Absent or not voting:

Messrs. Bolton, Maynard, Miles, Paul, Peake, and Wilson of Polk
—7.

So the bill passed and the title was agreed to.

PETITIONS AND REMONSTRANCES.

Mr. Seymour presented a petition against the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Bliedung presented petitions in reference to wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Bliedung presented a petition against the repeal of the present railroad tariff law.

Referred to Committee on Railroads.

Mr. Coomes presented a petition against the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Terry presented a petition against the repeal of the present railroad tariff law.

Referred to Committee on Railways.

Mr. Gleason presented a petition for the passage of the bill of Mr. Stone, in reference to mines and mining.

Referred to Committee on Mines and Mining.

Mr. Knoll presented a petition from sixty-eight citizens of Dubuque county, against the repeal of the present railroad law.

Referred to Committee on Railroads.

Mr. Chapman presented a petition against the repeal of the present railroad tariff law.

Referred to Committee on Railways.

Mr. Russell presented a petition for the passage of the bill presented by Mr. Stone, in relation to mines and mining.

Referred to Committee on Mines and Mining.

Leave was granted Mr. Russell to change his vote on Senate Resolution in reference to pay of employes of the two Houses.

Mr. Hotchkiss presented a petition for the repeal of the railroad tariff law.

Referred to the Committee on Railroads.

Mr. Lyon presented a petition that the railroad tariff law be not repealed.

Referred to Committee on Railroads.

Mr. Waterman presented a protest against the taxing of church property.

Referred to Committee on Ways and Means.

Mr. Parkinson presented a petition to strike out the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Barrett presented a petition for a stringent license law.

Referred to Committee on Suppression of Intemperance.

Mr. Jaqua presented a petition against the proposed road law making road taxes payable exclusively in May.

Referred to Committee on Roads and Highways.

Mr. Fast presented a petition against the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Parker presented a petition against the restoration of the death penalty.

Referred to Committee on Judiciary.

Mr. McCartney presented a petition for the repeal of the ale, wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Stephenson presented a petition to repeal chapter 63, of the acts of the Fifteenth General Assembly.

Referred to Committee on Schools.

Mr. Mallory presented a petition to amend section 421.

Referred to Committee on Cities and Towns.

REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report.

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 27, a bill for an act to facilitate the search of public records, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 121, a bill for an act to authorize boards of supervisors to sell swamp lands, beg leave to report that they have had the same under consideration and have agreed upon a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. WOOD, *Chairman*.

Ordered passed on file.

Mr. O'Donnell, from the Committee on Judiciary, submitted a report, and accompanying bill, House File No. 426, a bill for an act to repeal section 4689 of the Code, &c.

Read first and second time, and passed on file.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 330, a bill for an act to repeal section 12, of chapter 2, title 1 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 238, a bill for an act to repeal section 3791, of chapter 2 of the Code, relative to county supervisors,

and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

CHAPMAN, *Chairman*.

Ordered passed on file.

The Committee on Reform Schools, to whom was referred the Joint Resolution to appoint a committee to inquire into the practicability of uniting the Deaf and Dumb Asylum with the Asylum for the Blind, and to remove the Girls' Reform School to Council Bluffs, have had the subject under consideration, and have directed me to report the same back with the recommendation that the resolution be not concurred in.

TAYLOR, *Chairman*.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House Files Nos. 28 and 124, bills for acts to provide for the protection of life and the safety of persons attending public assemblies, beg leave to report that they have had the same under consideration, have agreed upon a substitute for both bills, and have instructed me to report the same back to the House with the recommendation that the substituted bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 392, a bill for an act to repeal sections 465 of the Code, and to enact a substitute therefor, in relation to the grading of streets, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 182, a bill for an act to amend section 936, chapter 1, title 7, of the Code, in relation to highways, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 44, a bill for an act to amend section 976, of chapter 2, title 7, of the Code, relating to township clerks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 358, a bill for an act to provide for the construction and maintenance of county bridges on county line roads

where the site of the bridge is wholly within one or the other county, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 384, a bill for an act to repeal and amend section 970, of the Code, changing the custody of highway tools from Town Clerk to Road Supervisor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following.

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 98, a bill for an act to repeal section 1001, chapter 3, title 7 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting the word "county" between the words "all" and "bridges," in the second line; that the word "public" in the third line be stricken out and "county" inserted; also that the word "one" in fourth line from bottom, be stricken out and "two" inserted, and that when so amended, that it do pass.

THOS. SEELEY, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred substitute for House Files Nos. 92, 116, 159, 209, and 253, bills for an act to repeal sections 282, 283, and 287, of title 4, chapter 1, of the Code, relative to relocation of county seats, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the words "than two miles"—beginning in the tenth line—and that when so amended, it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred Senate File No. 73, a bill for an act to amend chapter 26, of the laws of the Sixteenth General Assembly, in relation to the support of the poor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. WOOD, *Chairman.*

Ordered passed on file.

Mr. Nichol moved to reconsider the vote by which House File No. 13, a bill for an act relating to the pay of jurors, was passed.

The motion prevailed.

Mr. Nichol moved to reconsider the vote by which the rule was suspended, and the bill ordered engrossed.

The motion prevailed.

The hour having arrived for the consideration of the special order for adjournment, March 14, Mr. Hiatt moved to postpone consideration one week.

Mr. Stone demanded the yeas and nays.

On the motion to postpone,

The yeas were:

Messrs. Alford, Allen, Bliedung, Bloom, Bolton, Bowdish, Calvin, Carson, Coomes, Curtiss, Deweese, Fast, Gleason, Hadley, Heron, Hiatt, Holbrook, Israel, Jaqua, Kauffman, Knoll, Lyman, Lyon, McAllister, Mallory, Manning of Carroll, Morse, Paul, Perrin, Ratcliff, Scott, Seeley, Seymour, Stone, Tremain, Updegraff, Ure, Walker, Whaley, Williams, Wood, Wright of Warren, Yoran, and Mr. Speaker—44.

The nays were:

Messrs. Ashby, Baker, Barrett, Bradley, Brown, Chapman, Clayton, Crooks, Doty, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Higgins, Hoag, Hotchkiss, Jamison, Johnson, King, Kopp, Lessenger, McCartney, Macy, Manning of Winneshiek, Mueller, Nichol, O'Donnell, Parker, Parkinson, Rhode, Rickel, Russell, Seaman, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tyson, Warnock, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, and Young—51.

Absent or not voting:

Messrs. Maynard, Miles, O'Brien, Peake, and Wright of Wayne—5.

So the motion to postpone did not prevail.

Mr. King moved to take up the special order.

The motion prevailed.

On the adoption of the resolution, the yeas and nays were demanded.

The yeas were:

Messrs. Ashby, Baker, Barrett, Bradley, Brown, Clayton, Curtiss, Duncan, Elliott, Flick, Gammons, Gardner, Gordon, Gray, Hamilton, Higgins, Hoag, Hotchkiss, Jamison, Johnson, Kauffman, King, Kopp, Lessenger, Lyon, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Mueller, O'Donnell, Parker, Parkinson, Rhode, Russell, Seaman, Seeley, Sherrard, Stephenson, Taylor, Terry, Warnock, Waterman, Wells, Whaley, and Young—45.

The nays were:

Messrs. Alford, Allen, Bliedung, Bloom, Bolton, Bowdish, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Fast, Gay, Gleason, Hadley, Hallock, Heron, Hiatt, Holbrook, Israel, Jaqua, Knoll, Lyman, McAllister, Mallory, Miles, Morse, Nichol, Paul, Perrin, Ratcliff, Scott, Seymour, Stone, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Mr. Speaker—48.

Absent or not voting:

Messrs. Doty, Maynard, O'Brien, Peake, Rickle, and Wright of Wayne—6.

So the resolution was not adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 214, a bill for an act to legalize certain orders for special terms of court, and the proceedings thereunder.

A. T. McCARGAR, *First Ass't Secretary*.

Mr. Stone moved that the Senate be requested to return to the House House File No. 13, a bill relating to jury fees.

Mr. Wood moved to lay on the table, and demanded the yeas and nays.

The yeas were:

Messrs. Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Chapman, Curtis, Doty, Fast, Gardner, Gleason, Gordon, Hallock, Hamilton, Heron, Higgins, Hotchkiss, Israel, Jamison, Jaqua, Kauffman, Lyman, Lyon, McAllister, Macy, Mallory, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Sherard, Tremain, Updegraff, Walker, Warnock, Waterman, Wells, Whaley, Wood, Wright of Warren, Yoran, and Young—51.

The nays were:

Messrs. Alford, Barrett, Bolton, Carson, Clayton, Coomes, Crooks, Deweese, Duncan, Elliott, Flick, Gammons, Gay, Gray, Hadley, Hiatt, Hoag, Holbrook, Johnson, King, Knoll, Kopp, Lessenger, McCartney, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Russell, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tyson, Williams, Wilson of Kossuth, and Mr. Speaker—44.

Absent or not voting :

Messrs. Maynard, Peake, Ure, Wilson of Polk, and Wright of Wayne—5.

So the motion to lay the motion on the table prevailed.

Leave was granted Mr. Deweese to present a petition for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

REPORT OF COMMITTEE.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 14, a bill for an act to legalize and establish certain courts organized under chapter 143 of the laws of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred the petition of the board of supervisors of Monona county asking for

relief, beg leave to report that they have had the same under consideration, have adopted a bill giving the relief asked for, and have instructed me to report the same back to the House with the recommendation that it do pass.

The accompanying bill, House File No. 427, a bill for an act authorizing patents to issue to Neal McNeal, Richard Stebbins and Moses Adams, for certain lands in Monona county.

Read first and second time, and passed on file.

UPDEGRAFF, *Chairman.*

INTRODUCTION OF BILLS.

Mr. Knoll introduced House File No. 428, a bill for an act to amend section 983 of the Code of 1873.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Barrett introduced House File No. 429, a bill for an act to legalize the acts of the board of supervisors and auditor of Sioux county.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Paul introduced House File No. 430, a bill for an act to amend the Code, in relation to appeals, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Hiatt introduced House File No. 431, a bill for an act defining the duties of township trustees, etc.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Hiatt introduced House File No. 432, a bill for an act to repeal section 228, chapter 10, title 3, of the Code.

Read first and second time and referred to Committee on Agriculture.

Mr. Russell introduced House File No. 433, a bill for an act to amend chapter 2, title 23, of the Code.

Read first and second time, and referred to Committee on Retrenchment and Reform.

Mr. Hamilton introduced House File No. 434, a bill for an act to legalize the foreclosure of a certain mortgage.

Read first and second time, and referred to Judiciary Committee.

Mr. Doty introduced House File No. 435, a bill for an act regulating the issue of negotiable paper.

Read first and second time, and referred to Judiciary Committee.

Mr. Rhode introduced House File No. 436, a bill for an act to amend section 3791, chapter 2, title 23, of the Code of 1873.

Read first and second time, and referred to a special committee of three, on motion of Mr. Rhode. The Speaker appointed as said committee Messrs. Rhode, Hallock and Gray.

Mr. Mallory introduced House File No. 437, a bill for an act amend section 421, chapter 10, title 4, of the Code of 1873.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Lessenger introduced House File No. 438, a bill for an act to amend chapter 2, section 3804, title 23, of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Carson introduced House File No. 439, a bill for an act to amend the law relating to exemptions.

Read first and second time, and referred to Judiciary Committee.

Mr. Stephenson introduced House File No. 440, a bill for an act to repeal chapter 63 of the acts of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on Schools.

Mr. Kauffman introduced House File No. 441, a bill for an act to provide uniformity in school books.

Read first and second time, and referred to Committee on Schools.

Mr. King introduced House File No. 442, a bill for an act to amend chapter 155 of the acts of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on Schools.

Mr. O'Donnell introduced House File No. 443, a bill for an act to amend section 1503 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Bolton introduced House File No. 444, a bill for an act to resume rights and lands conferred on the Sioux City & St. Paul R. R.

Read first and second time, referred to Committee on Railroads, and ordered printed.

RESOLUTION.

Mr. Bradley offered the following resolution, which was adopted :

Resolved by the House of Representatives, That all bills for appropriations of money to be drawn from the treasury, shall, before being acted upon in the House, be referred to, and reported by, the Committee on Ways and Means and Appropriations, and that they be handed to the Chairman of said committee on or before Wednesday, the 27th inst.

MESSAGES ON SPEAKER'S TABLE.

The report of the Board of Capitol Commissioners was submitted and read.

Mr. McCartney moved the report be passed on file and printed.

Mr. Hotchkiss moved to refer the report to a special committee of three.

The motion prevailed.

The Speaker announced as said committee, Messrs. Hotchkiss, McCartney, and Miles.

Senate File No. 111, "a bill for an act requiring boards of supervisors to make settlement with county treasurers at stated times," was taken up, read first and second time, and referred to the Committee on County and Township Organization.

Senate File No. 103, a bill for an act to amend chapter 10, title 4, of the Code, was taken up, read first and second time, and referred to the Committee on Cities and Towns.

Substitute for Senate File No. 5, and House File No. 23, a bill for an act for the relief of Joseph Bone, was taken up and read first and second time.

Mr. Tremain moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—94.

The nays were—None.

Absent or not voting:

Messrs. Curtiss, Maynard, O'Brien, O'Donnell, Peake, and Wright of Wayne—6.

So the bill passed, and the title was agreed to.

Leave was granted Mr. Hamilton to call up House File No. 308, a bill for an act requiring that officers of cities and towns, shall receive a fixed compensation, etc., with report of committee that it do pass.

Mr. Hamilton moved to amend by striking out section 1, and substitute a new section.

Mr. Gay moved to refer to Committee on Compensation of Public Officers.

The motion prevailed.

Mr. Hotchkiss moved to suspend the rule and take up House File No. 21.

The motion did not prevail.

On motion of Mr. Stone, House File No. 21 was made the special order for Tuesday, at 10 o'clock, A. M.

BILLS ON SECOND READING.

House File No. 91, a bill for an act relating to the revenue, with report of committee recommending it do pass, was taken up and considered.

Mr. Hiatt moved that the bill be indefinitely postponed.

The motion did not prevail.

On motion of Mr. Alford, the bill was recommitted to the Committee on Ways and Means and Appropriations.

House File No. 189, a bill for an act requiring defendants to demur or make a motion to set aside indictments within a certain time, or waive errors, &c., with report of committee recommending that the majority report be indefinitely postponed, and minority report do pass, was taken up and considered.

The question on adopting majority report did not prevail.

The bill was ordered engrossed for a third reading.

House File No. 212, a bill for an act to repeal section 1112, chapter 4, title 9 of the Code, with report of committee recommending that it

do not pass was taken up, considered, and the report of the committee was adopted.

House Files No. 204 and 248, bills for an act to amend section 12, chapter 2, title 1 of the Code, with report of committee recommending that it do pass was taken up and considered.

Mr. Hotchkiss moved to strike out "\$550," in 5th line of section 1, and insert "\$450."

Mr. Bradley moved to amend the amendment: strike out "450," and insert "\$250."

The motion prevailed.

The amendment as amended was adopted.

Mr. Sherrard moved to refer to the Committee on Compensation of Public Officers.

The motion did not prevail.

Mr. Walker moved to amend by substituting "House File No. 330."

Mr. Brown moved to lay the whole matter on the table.

Messrs. Walker and Hotchkiss demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bolton, Bradley, Brown, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Fast, Flick, Gray, Hadley, Hallock, Hamilton, Hiatt, Higgins, Hoag, Jaqua, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Macy, Manning of Carroll, Miles, O'Donnell, Perrin, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Yoran, and Mr. Speaker—51.

The nays were:

Messrs. Ashby, Bliedung, Bloom, Bowdish, Clayton, Doty, Duncan, Elliott, Gammons, Gardner, Gay, Gordon, Heron, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Lyon, McCartney, Mallory, Manning of Winnebiek, Morse, Mueller, Nichol, Parker, Parkinson, Ratcliff, Rhode, Rickel, Russell, Scott, Sherrard, Stephenson, Tyson, Walker, Warnock, Whaley, Williams, Wood, Wright of Warren, and Young—42.

Absent or not voting:

Messrs. Calvin, Gleason, Maynard, O'Brien, Paul, Peake, and Wright of Wayne—7.

So the motion to lay on the table prevailed.

Mr. Hotchkiss moved that the House adjourn.

The motion prevailed, and the House adjourned until 9:30 o'clock, tomorrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 21, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. Manning of Winneshiek.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 154, a bill for an act to repeal section 520 of the Code, and enact a substitute therefor.

J. A. T. HULL, *Secretary*.

PETITIONS AND REMONSTRANCES.

Mr. Elliott presented two petitions for a license law.

Referred to Committee on Suppression of Intemperance.

Mr. Hoag presented two petitions for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Perrin presented a petition for a license law.

Referred to Committee on Suppression of Intemperance.

Mr. Wilson, of Polk, presented petitions in reference to sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Bloom presented a petition in reference to sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Gammons presented a petition for the repeal of the present railroad tariff law.

Referred to the Committee on Railroads.

Messrs. Macy, Clayton, Holbrook, and Fast presented petitions in reference to the sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Coomes presented a petition in reference to wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Deweese presented a petition to amend the road laws.

Referred to Committee on Roads and Highways.

Mr. Brown presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

REPORTS OF COMMITTEES.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 43, a bill for an act to amend section 4273 of the Code, providing for the use by grand juries of the evidence certified by examining magistrates, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 309, a bill for an act relating to the competency of jurors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation, that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 152, a bill for an act to legalize the levy of certain bridge taxes by the board of supervisors of Greene county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 417, a bill for an act to confer the railroad tax of Whitebreast township, Warren county, Iowa, to the Chariton, Des Moines & Southern Railroad Company, together with the petition of the majority of the citizens of the above township, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Whaley, from the Committee on Military Affairs, submitted the following report:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred Joint Resolution in relation to equalization of bounties of soldiers engaged in the war, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

WHALEY, *Chairman*.

Ordered passed on file.

Mr. Parkinson, from the Committee on Asylum for Feeble-Minded Children, submitted the following report:

MR. SPEAKER—Your Committee on Asylum for Feeble-Minded Children, to whom was referred House File No. 373, a bill for an act, &c., beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House

with the recommendation that it be amended by adopting the accompanying substitute, and that so amended the bill do pass.

PARKINSON, *Chairman*.

Ordered passed on file.

Mr. Rickel, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 99, a bill for an act to prohibit the sale of intoxicating liquors within two miles of cities and towns where the same is prohibited by ordinance, and on election days, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

H. RICKEL, *Chairman*.

Ordered passed on file.

Mr. Manning, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 239, a bill for an act for the better protection of persons traveling on railways, and the punishment of offenders thereon, beg leave to report that they have had the same under consideration, have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 286, a bill for an act amendatory to section 2, chapter 123, of the acts of the Sixteenth General Assembly, relating to townships and incorporated towns and cities to aid in the construction of railroads, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

O. H. MANNING, *Chairman*.

Ordered passed on file.

Mr. Wilson, of Polk, submitted a report from the Committee on Claims, with accompanying bill, House File No. 445, a bill for an act for the relief of James and O. P. Wickham, which was passed on file.

INTRODUCTION OF BILLS.

Mr. Macy introduced House File No. 446, a bill for an act to amend section 1806 of the Code.

Read first and second time, and referred to Committee on Schools.

Mr. O'Brien introduced House File No. 447, a bill for an act for improving public highways, &c.

Read first and second time, and referred to Committee on Roads and Highways.

Leave was granted Mr. Calvin, to submit the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 348, a bill for an act to legalize an election held for the purpose of redistricting the township of Van Buren, in Keokuk county,

Iowa, and to legalize the independent districts in pursuance thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 359, a bill for an act to repeal section 1767 of chapter 9, title 12 of the Code, and to enact a substitute therefor relating to the age and qualifications of teachers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Parkinson introduced House File No. 448, a bill for an act appropriating money to pay Dr. Wilbur for services rendered

Read first and second time, and referred to Committee on Ways and Means.

Mr. Lessenger introduced House File No. 449, a bill for an act to amend section 1112, chapter 3, title 9 of the Code, etc.

Read first and second time, and referred to Committee on Agriculture.

Leave was granted Mr. Taylor to submit a report from Committee on Reform Schools.

Mr. Taylor, from the Committee on Reform Schools, submitted the following report:

MR. SPEAKER—Your Committee on Reform Schools, to whom was referred House File No. 408, a bill for an act to amend chapter 38, section 7 of the acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, have amended the same by striking out the word "twelve" and inserting "ten," and have instructed me to report the same back to the House with the recommendation that it do pass.

TAYLOR, *Chairman*.

Ordered passed on file.

Mr. Lyon, introduced House File No. 450, a bill for an act to legalize certain corporate acts of the city of Charles City, Iowa.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Rhode introduced House File No. 451, a bill for an act to legalize certain tax sales, etc.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Doty introduced House File No. 452, a bill for an act to amend section 3, chapter 70, of the laws of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on Agriculture.

Mr. Deweese introduced House File No. 453, a bill for an act to amend section 1366 of the Code.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Clayton introduced House File No. 454, a bill for an act to define negotiable instruments.

Read first and second time, and referred to Judiciary Committee.

Mr. Kauffman introduced House File No. 455, a bill for an act for leasing grounds for the Girls' Department of the State Reform School, etc.

Read first and second time, and referred to the Committee on Reform School.

Mr. Wilson, of Kossuth, introduced House File No. 456, a bill for an act to repeal chapter 79 of the laws of the Sixteenth General Assembly.

Read first and second time, and referred to Judiciary Committee.

REPORT OF COMMITTEE.

Leave was granted Mr. Lyman, from the Committee on Domestic Manufactures, to submit the following report:

MR. SPEAKER—Your Committee on Domestic Manufactures, to whom was referred House File No. 360, a bill for an act to amend section 2049 of the Code, and establish the weight of a bushel of charcoal, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

LYMAN, *Chairman.*

Ordered passed on file.

Mr. King introduced House File No. 457, a bill for an act to amend section 2736, title 17, of the Code.

Read first and second time, and referred to Judiciary Committee.

RESOLUTION.

Mr. Mallory offered the following resolution, which was adopted:

Resolved, That the resolution adopted asking the capitol commissioners for certain estimates of the capitol building for completing certain portions of the building be returned by said commissioners without the estimates asked for.

The Speaker annourced that the hour had arrived for consideration of the special order, House File No. 53, a bill for an act to repeal section 1558 of the Code, was taken up, with all bills pertaining to the sale of intoxicating drinks.

Mr. Updegraff moved to postpone the consideration for two weeks.

Mr. Wood moved to lay the motion to postpone on the table, and demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Alford, Ashby, Barrett, Bloom, Bowdish, Bradley, Chapman, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gay, Gleason, Hallock, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, King, Knoll, Kopp, Lyon, Macy, Manning of Winneshiek, Miles, Morse, Nichol, Parker, Parkinson, Ratcliff, Russell, Scott, Stone, Taylor, Tiffin, Tremain, Tyson, Wells, Whaley, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—49.

The nays were:

Messrs. Allen, Baker, Bliedung, Bolton, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Doty, Gardner, Gordon, Gray, Hadley, Hamilton, Heron, Hotchkiss, Johnson, Kauffman, Lessenger, Lyman, McAllister, McCartney, Mallory, Manning of Carroll, Mueller, O'Brien,

O'Donnell, Paul, Perrin, Rhode, Rickel, Seaman, Seeley, Seymour, Stephenson, Terry, Updegraff, Ure, Walker, Warnock, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, and Young—48.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to lay on the table prevailed.

On the question, shall the special order be postponed for two weeks? the yeas and nays were demanded, which were as follows:

The yeas were:

Messrs. Allen, Bliedung, Bolton, Bradley, Calvin, Carson, Clayton, Coomes, Crooks, Gray, Hadley, Hamilton, Heron, Jamison, Johnson, Kauffman, Knoll, Lessenger, McAllister, McCartney, Mallory, Manning of Carroll, Mueller, O'Brien, O'Donnell, Paul, Ratcliff, Rickel, Seaman, Seeley, Seymour, Updegraff, Ure, Warnock, Waterman, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, and Young—39.

The nays were:

Messrs. Alford, Ashby, Baker, Barrett, Bloom, Bowdish, Brown, Chapman, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jaqua, King, Kopp, Lyman, Lyon, Macy, Manning of Winneshiek, Miles, Morse, Nichol, Parker, Parkinson, Perrin, Rhode, Russell, Scott, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Wells, Whaley, Williams, Wood, Wright of Warren, Yoran, and Mr. Speaker—58.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to postpone two weeks did not prevail.

Mr. Mueller moved that the special order be indefinitely postponed, and demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Allen, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Chapman, Clayton, Coomes, Crooks, Elliott, Fast, Gordon, Gray, Hadley, Hamilton, Hotchkiss, Johnson, Knoll, Kopp, Lessenger, McAllister, Mallory, Manning of Carroll, Miles, Mueller, O'Brien, O'Donnell, Paul, Perrin, Ratcliff, Seaman, Seeley, Seymour, Updegraff, Warnock, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—45

The nays were:

Messrs. Alford, Ashby, Barrett, Brown, Calvin, Curtiss, Deweese, Doty, Duncan, Flick, Gammons, Gay, Gleason, Gordon, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Kauffman, King, Lyman, Lyon, McCartney, Macy, Manning of Winneshiek, Morse, Nichol, Parker, Parkinson, Paul, Rhode, Rickel, Russell, Scott, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Wells, Whaley, Wood, Wright of Warren, and Wright of Wayne—52.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to indefinitely postpone did not prevail.

Mr. Hiatt moved to take up House File No. 210, a bill for an act to repeal section 1555 of the Code, in relation to intoxicating liquors.

Mr. Bradley moved to amend section 1, by including cider, and demanded the yeas and nays.

The yeas were :

Messrs. Allen, Bliedung, Bloom, Bolton, Bradley, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Duncan, Fast, Gray, Hadley, Hamilton, Higgins, Hotchkiss, Johnson, Kauffman, Knoll, Lessenger, McCartney, Mallory, Miles, Mueller, O'Brien, Parker, Paul, Ratcliff, Russell, Seaman, Seeley, Terry, Updegraff, Warnock, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, and Young—42.

The nays were :

Messrs. Alford, Ashby, Baker, Barrett, Bowdish, Brown, Calvin, Curtiss, Deweese, Elliott, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hallock, Heron, Hiatt, Hoag, Holbrook, Israel, Jamison, Jaqua, King, Kopp, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, O'Donnell, Parkinson, Perrin, Rhode, Rickel, Scott, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Williams, Wood, Wright of Warren, Yoran, and Mr. Speaker—55.

Absent or not voting :

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to amend did not prevail.

Mr. Stone moved to amend by substituting the following:

A bill for an act to prohibit the sale of wine and beer by the glass or drink, and to abolish wine or beer saloons.

SECTION 1. *Be it enacted by the General Assembly of the State of Iowa:* If any person, by himself, his clerk, servant or agent, shall for himself or any person else directly or indirectly, or on any pretense, or by any device, sell, or in consideration of the purchase of any other property, give to any person any wine or beer by the glass or dram, or in any quantity to be drank on or about the premises where so sold or given away, he shall be deemed guilty of a misdemeanor, and shall pay, on his first conviction for said offense, a fine of twenty dollars and the costs of prosecution, and shall stand committed ten days unless the same be sooner paid; on the second conviction for said offense, he shall pay a fine of fifty dollars and the costs of prosecution, and shall stand committed twenty days unless the same be sooner paid, and on the third and every subsequent conviction for said offense, he shall pay a fine of one hundred dollars and the costs of prosecution, or shall be imprisoned in the county jail thirty days. And in default of the payment of the fines and costs provided for any conviction under this section, the person so convicted shall not be entitled to the benefit of chapter forty-seven, title twenty-five, of the Code, until he shall have been imprisoned sixty days. All clerks, servants and agents of whatsoever kind engaged or employed in the sale in violation of this act of any wine or beer shall be charged and convicted in the same manner as principals may be, and shall be subject to the penalties herein provided. Informations for violations under this section may allege any number of violations of its provisions by the same party, but the various allegations must be contained in separate counts, and the person so charged may be convicted and punished for each of the violations so alleged as on separate informations, but a separate judgment must be entered on each count on which a judgment of guilty is rendered. The second and third convictions mentioned in this section shall be construed to mean convictions on separate informations.

SEC. 2. In cases of the violation of the provisions of the preceding section, the building or erection of whatever kind, or the ground itself in or upon which such unlawful sale of ale, wine or beer is carried on, or continued, or exists, is hereby declared a nuisance, and may be abated as the law provides; and in addition to the penalties prescribed in said preceding section, whoever shall erect or establish, or continue or use any building, erection or place for the purpose of selling wine or beer by the glass or dram, or in any quantity, to be drank on or about said premises, shall be deemed guilty of a nuisance, and may be prosecuted and punished accordingly in the manner provided by law, and shall pay, on his first conviction for said offense, a fine of \$100, and shall be imprisoned in the county jail not less than three months nor more than six months; on his second conviction for said offense, he shall pay a fine of not less than \$300, and shall be imprisoned in the county jail not less than six months nor more than one year; and on his third and every subsequent conviction for said offense, he shall be imprisoned in the penitentiary not less than one year nor more than three years.

SEC. 3. Indictments for violations of the provisions of the foregoing section shall state whether they are for a first, second or third offense. If any indictment fails so to state, it shall be held as an indictment for a first offense, but in such case the district attorney shall receive no fee or allowance of any kind for such prosecution.

SEC. 4. For all fines and costs assessed, or judgments rendered of any kind against any person for any violation of the provisions of this act, the personal and real property, except the homestead, as now provided by law, of such person, as well as the premises and property, personal or real, used and occupied for that purpose with the consent and knowledge of the owner thereof, or his agent, by the person selling wine or beer contrary to the provisions of this act, shall be liable; and all such fines, costs and judgments shall be a lien on such real estate until paid; *provided*, there shall be exempt such personal effects as may be necessary for the support of the family of defendant for six months, to be determined by the township trustees; *and further provided*, that the homestead shall not be exempt from payment of fines or judgment for sales made in or upon said homestead; *and further provided*, that all sales made after a first conviction, shall be held to be made with the knowledge and consent of the owner of said real estate, or his agent.

SEC. 5. A conviction for a violation of the provisions of this act shall, at the option of the landlord or his agent, be held to be a forfeiture of any lease of the real estate in or upon which such sale in violation thereof is made, and such landlord or his agent shall have the right at once to institute a suit of forcible entry and detainer for the possession of said real estate, and shall recover possession of such leased premises upon proof of the conviction of the tenant, his agent, servant, clerk, or any one claiming under him, of a violation of the provisions of this act committed in or upon said leased premises.

Mr. Hamilton moved to lay the substitute on the table, and demanded the yeas and nays.

The yeas were:

Messrs. Bliedung, Bloom, Bolton, Bowdish, Bradley, Clayton, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Gray, Hadley, Hamilton, Hotch-

kiss, Knoll, Kopp, Lessenger, Mallory, Mueller, O'Brien, O'Donnell, Paul, Ratcliff, Seaman, Seymour, Sherrard, Terry, Updegraff, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, and Young—34.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Brown, Calvin, Carson, Chapman, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winnesiek, Miles, Nichol, Parker, Parkinson, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—63.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard.—3.

So the motion to lay the substitute on the table did not prevail.

On motion of Mr. Mueller the substitute was referred to the Committee on Suppression of Intemperance.

Mr. Gleason moved to take up House File No. 53.

Mr. Updegraff moved the House do now adjourn.

The motion did not prevail.

Mr. Mueller moved a call of the House.

The motion prevailed, and the Clerk called the roll and found all present, except Messrs. Sherrard, Peake and Maynard, who were excused on account of sickness.

On motion of Mr. Morse further proceedings under the call were dispensed with.

Mr. Stone moved to reconsider the vote by which House File No. 210, and substitute was referred to the Committee on Suppression of Intemperance.

Mr. Bradley demanded the yeas and nays, and

The yeas were:

Messrs. Alford, Allen, Ashby, Brown, Calvin, Chapman, Curtiss, Deweese, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Hoag, Holbrook, Jamison, Jaqua, Kauffman, King, Kopp, Lyman, Lyon, McAllister, Macy, Manning of Winneshiek, Morse, Nichol, Parkinson, Perrin, Russell, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Wood, Wright of Warren, and Wright of Wayne—46.

The nays were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Clayton, Coomes, Crooks, Doty, Duncan, Elliott, Fast, Gray, Hamilton, Higgins, Hotchkiss, Israel, Johnson, Knoll, Lessenger, McCartney, Mallory, Manning of Carroll, Miles, Mueller, O'Brien, O'Donnell, Parker, Paul, Ratcliff, Rhode, Rickel, Seaman, Seeley, Seymour, Terry, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—51.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to reconsider did not prevail.

House File No. 53, a bill for an act, &c., was taken up.

Mr. Waterman moved to recommit House File No. 53 to Committee on Suppression of Intemperance.

Mr. Waterman moved to lay on the table.

The motion did not prevail.

Mr. Waterman moved to refer to the Judiciary Committee.

Mr. Bradley demanded the yeas and nays.

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Clayton, Crooks, Duncan, Elliott, Fast, Gray, Hadley, Hamilton, Hoag, Holbrook, Hotchkiss, Israel, Knoll, Lessenger, Manning of Carroll, Miles, Morse, Mueller, O'Brien, O'Donnell, Paul, Ratcliff, Rhode, Seaman, Seeley, Seymour, Terry, Updegraff, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, and Young—42.

The nays were:

Messrs. Alford, Allen, Ashby, Brown, Calvin, Chapman, Coomes, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hallock, Heron, Hiatt, Higgins, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Nichol, Parker, Parkinson, Perrin, Rickel, Russell, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—55.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to refer to Judiciary Committee did not prevail.

Messrs. Bowdish, Ratcliff, Clayton, Ure, Holbrook, Waterman, Wells, Updegraff, Miles, Seaman, and Duncan, were excused until Tuesday, the 26th inst.

Mr. Hiatt moved that when the House adjourn it be until 2 o'clock this p. m.

Mr. Wood demanded the yeas and nays.

The yeas were:

Messrs. Ashby, Barrett, Brown, Calvin, Chapman, Curtiss, Deweese, Doty, Elliott, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, King, Kopp, Lyman, Lyon, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, Parkinson, Rhode, Rickel, Russell, Scott, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Whaley, Williams, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—54.

The nays were:

Messrs. Alford, Allen, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Clayton, Coomes, Crooks, Duncan, Fast, Gray, Hadley, Hamilton, Johnson, Kauffman, Knoll, Lessenger, McAllister, McCartney, Miles, Mueller, O'Brien, O'Donnell, Parker, Paul, Perrin, Ratcliff, Seaman, Seeley, Seymour, Updegraff, Ure, Warnock, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Yoran, and Young—43.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to adjourn to 2 o'clock, p. m., to-day, prevailed.

Mr. Morse moved the House adjourn.

Mr. Alford demanded the yeas and nays.

The yeas were:

Messrs. Barrett, Bloom, Bolton, Bradley, Brown, Chapman, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gay, Hallock, Heron, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kopp, Lyon, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, O'Brien, O'Donnell, Parkinson, Perrin, Rickel, Seeley, Taylor, Tiffin, Tremain, Updegraff, Walker, Warnock, Williams, and Mr. Speaker—44.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bowdish, Calvin, Carson, Clayton, Coomes, Crooks, Doty, Gleason, Gordon, Gray, Hadley, Hamilton, Hiatt, Holbrook, Israel, Kauffman, King, Knoll, Lessenger, Lyman, McAllister, Miles, Mueller, Nichol, Parker, Paul, Ratcliff, Rhode, Russell, Scott, Seaman, Seymour, Stephenson, Stone, Terry, Tyson, Ure, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—53.

Absent or not voting:

Messrs. Maynard, Peake, and Sherrard—3.

So the motion to adjourn did not prevail.

At 12 o'clock, m., the Speaker adjourned the House until 2 o'clock, P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

The question being, shall the main question be now put? it was decided in the affirmative.

The bill was ordered engrossed for a third reading.

Mr. Hiatt moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Brown, Calvin, Chapman, Coomes, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Wood, Wright of Warren, Wright of Wayne, and Yoran—55.

The nays were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley,

Carson, Clayton, Crooks, Elliott, Fast, Gay, Gray, Hamilton, Holbrook, Hotchkiss, Knoll, Lessenger, Mallory, Mueller, O'Brien, O'Donnell, Seaman, Seeley, Seymour, Terry, Updegraff, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Young, and Mr. Speaker—33.

Absent or not voting:

Messrs. Bowdish, Duncan, Israel, McAllister, Maynard, Miles, Paul, Peake, Russell, Sherrard, Updegraff, and Wilson of Kossuth—12.

So the bill passed and title was agreed to.

Mr. Rickel moved that House File No. 99, be now taken up.

The motion prevailed.

Mr. Macy moved to strike out section 2. Leave was granted Mr. Macy to withdraw his amendment.

Mr. Holbrook moved to strike out section 2.

The motion did not prevail.

Mr. Bloom moved to amend as follows: "*Provided*, That the owner of such property had knowledge of such sales and did not forbid the same."

Mr. Wilson, of Polk, moved to amend as follows: "Except in the case of a person owning and operating a brewery he shall have the privilege of selling by wholesale."

The motion did not prevail.

Mr. Holbrook moved to amend by adding at the end of section 2, "at the close of the polls."

The motion did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Macy moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Nichol, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Wells, Whaley, Wood, Wright of Warren, Wright of Wayne, and Yoran—67.

The nays were:

Messrs. Bliedung, Bloom, Bowdish, Bradley, Elliott, Fast, Gray, Hamilton, Higgins, Holbrook, Israel, Knoll, Kopp, Lessenger, Mallory, Mueller, O'Brien, O'Donnell, Paul, Seaman, Seymour, Stone, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Young, and Mr. Speaker—28.

Absent or not voting:

Messrs. Duncan, Maynard, Peake, Sherrard, and Updegraff—5.

So the bill passed and the title was agreed to.

House File No. 285 was taken up.

Mr. Hiatt moved to lay the bill on the table, and demanded the yeas and nays.

The yeas were :

Messrs. Alford, Allen, Ashby, Brown, Chapman, Gammons, Hallock, Heron, Hiatt, Jaqua, Johnson, Kauffman, Lyman, Lyon, Tiffin, Tyson, Whaley, Williams, and Wood—19.

The nays were :

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Coomes, Crooks, Curtis, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hamilton, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, King, Knoll, Kopp, Lessenger, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tremain, Ure, Walker, Warnock, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—76.

Absent or not voting :

Messrs. Manning of Carroll, Maynard, Peake, Sherrard, and Updegraff—5.

So the motion to lay on the table did not prevail.

The report of committee recommending amendments was adopted.

The question recurring on ordering bill engrossed, Mr. Brown demanded the yeas and nays.

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Clayton, Coomes, Crooks, Duncan, Elliott, Fast, Gray, Hadley, Hamilton, Higgins, Holbrook, Hotchkiss, Israel, Jamison, Knoll, Kopp, Lessenger, McCartney, Mallory, Miles, Mueller, O'Brien, O'Donnell, Paul, Ratcliff, Rhode, Seaman, Seeley, Seymour, Updegraff, Warnock, Waterman, Williams, Wilson of Kossuth, Wright of Wayne, Young, and Mr. Speaker—45.

The nays were :

Messrs. Alford, Allen, Ashby, Brown, Calvin, Chapman, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gay, Gordon, Hallock, Heron, Hiatt, Hoag, Jaqua, Johnson, Kauffman, King, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Morse, Nichol, Parker, Parkinson, Perrin, Rickel, Russell, Scott, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Wilson of Polk, Wood, Wright of Warren, and Yoran—49.

Absent or not voting:

Messrs. Gleason, Manning of Winneshiek, Maynard, Peake, Sherrard, and Wells—6.

So the House refused to order engrossed, and the bill was lost.

On motion of Mr. Wright, of Warren, the House adjourned until 9:30 o'clock to-morrow, A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 Des Moines, Iowa, February 22, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Brown.

Pending the reading of journal of yesterday, on motion of Mr. Bradley, the further reading was dispensed with.

Leave was granted Mr. Bradley to offer the following resolution, which was lost:

Resolved, That as a token of our respect and veneration for the memory of one of the truest patriots of this, or any other country, to-wit: George Washington, the father of this country, this House do now adjourn.

Mr. Alford moved that further proceedings under the special order be now dispensed with, and the House resume its regular order of business.

Leave was granted Mr. Stone to change his vote on House File No. 99, to nay.

Mr. Chapman was granted leave to record his vote, nay, on the vote to indefinitely postpone the special order.

PETITIONS.

Mr. Yoran presented a petition for additional compensation for Andrew Patterson, Deputy Warden of the Penitentiary at Anamosa, etc.

Referred to Committee on Claims.

Messrs. Perrin, Whaley, Gordon, Hallock, Walker, and Doty, presented petitions in reference to the railroad tariff law.

Referred to Committee on Railroads.

Mr. McCartney presented a petition for an appropriation for the State University.

Referred to Committee on State University.

Leave was granted Mr. Brown to offer the following resolution, which was referred to the Committee on Suppression of Intemperance:

Resolved, That the Township Temperance Alliance of Chester and Oak Dale, along with the Township Sabbath School Association of Chester, in the county of Howard, in joint convention assembled, hereby express our earnest desire that our State Senator and our Representative in the General Assembly, now about to convene in session at the State Capital, shall work and vote for the striking out of the wine and beer clause in the prohibitory act, upon our statute book.

Resolved, That an authenticated copy of this resolution be sent by our Secretary to our State Senator and Representative, now at Des Moines.

(Signed),

W. E. HASKINS,
President of Township Alliance.

MRS. W. E. HASKINS,
Secretary Township Sabbath School Association.

Mr. Hoag presented a petition in reference to wine and beer, which was referred to the Committee on Suppression of Intemperance.

Mr. Rhode presented a petition to amend section 3959, title 25 of the Code.

REPORTS OF COMMITTEES.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 415, a bill for an act to grant relief to the tax payers of the former sub-district No. 2, of district township of Honey Creek, in Delaware county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 308, a bill for an act requiring that officers of cities and towns shall receive a fixed compensation, and that all fees now allowed such officers shall be paid into the treasury of the city, or town, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out "section 1," and in lieu thereof, insert "section 1," introduced by Hamilton, and as so amended it do pass.

J. CHAPMAN, *Chairman*.

Ordered passed on file.

Mr. Johnson, from the Committee on the Institution for the Education of the Blind, submitted the following report:

MR. SPEAKER—Your Committee on the Institution for the Education of the Blind, to whom was referred House File No. 265, a bill for an act making further appropriations for the College for the Blind, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Ways and Means and Appropriations.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on the Institution for the Education of the Blind, to whom was referred House File No. 254, a bill for an act, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Ways and Means and Appropriations.

E. S. JOHNSON, *Chairman*.

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was

referred House File No. 388, a bill for an act to repeal section 328, chapter 4, title 4, of the Code, in relation to the presentation and payment of county warrants, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have drafted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was recommitteed a substitute for House File No. 91, a bill for an act relating to the revenue, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the substitute be indefinitely postponed, and that the original bill do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Taylor, from the Committee on Reform Schools, submitted the following report:

MR. SPEAKER—Your Committee on Reform Schools, to whom was referred House File No. 376, a bill for an act making certain appropriations to the Iowa Reform School, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Ways and Means and Appropriations.

TAYLOR, *Chairman*.

Ordered passed on file.

Mr. Kauffman, from the Committee on Asylum for the Insane, submitted the following report:

MR. SPEAKER—Your Committee on Asylum for the Insane at Independence, to whom was referred House File No. 300, a bill for an act to make an appropriation for the Asylum for the Insane at Independence, beg leave to report that they have had the same under consideration, and have instructed me to report to the House the following substitute, with the recommendation that it be referred to the Committee on Ways and Means and Appropriations.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Asylum for the Insane, to whom was referred House File No. 402, a bill for an act to amend section 1384, to change the time of meetings of trustees of asylums for the insane, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Asylum for the Insane at Mount Pleasant, to whom was referred House File No. 356, a bill for an act making appropriation for the Asylum for the Insane at Mount Pleasant, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House.

with the recommendation that it be referred to the Committee on Ways and Means and Appropriations.

KAUFFMAN, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 399, a bill for an act to protect hotel and boarding house keepers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 174, a bill for an act to amend chapter 40 of the acts of the Sixteenth General Assembly, relating to the Additional Penitentiary at Anamosa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by adding after the word "days," in the 14th line, the words "and if he shall so continue to have no such record against him for the fourth month, his time shall be shortened four additional days;" and that the word "four" be stricken out in the 15th line, and the word "five" inserted in lieu thereof, and that the words "after this act takes effect," in the 17th line, be stricken out and the following words inserted in lieu thereof: "This act to apply to all the convicts now confined in the Additional Penitentiary at Anamosa, whose conduct entitles them to its benefits, from the date of their commitment forward;" and from the word "Governor," in the 18th line, to and including the word "conviction," in the 19th line, be stricken out, and the following inserted in lieu thereof: "The Governor may, without compliance with the requirements of sections 4712 and 4713 of the Code, issue to him a pardon in which shall be recited the reasons therefor."

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 306, a bill for an act to protect owners of boarding, livery and feed stables, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and resolutions, in which the concurrence of the House is asked:

Senate File No. 184, a bill for an act to prevent trustees and other officers of State institutions from furnishing supplies to or being interested in contracts with such institution, and to punish the violation of the same.

Senate File No. 200, a bill for an act to amend section 1114, chapter 3, title 9, of the Code, and to extend the provisions thereof to the State Agricultural Society.

Joint Resolution No. 8, authorizing the Governor to employ a special agent to collect war claims of the general government.

Concurrent Resolution relative to the appointment of a committee to investigate the financial management of the Iowa Penitentiary at Ft. Madison.

J. A. T. HULL, *Secretary*.

On motion of Mr. Russell, House File No. 374, a bill for an act to legalize the official acts of T. E. Moore, &c., with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

Mr. Russell moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—89.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Doty, Duncan, Manning of Carroll, Maynard, Miles, Peake, Ratcliff, Seaman, and Sherrard—10.

So the bill passed and the title was agreed to.

Mr. Stone moved to file a motion to reconsider the vote by which House File No. 285 was lost.

The motion prevailed.

INTRODUCTION OF BILLS.

Mr. Allen introduced House File No. 458, a bill for an act for the improvement of the Penitentiary at Fort Madison.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Hamilton introduced House File No. 459, a bill for an act to repeal section 3049, of the Code of 1873.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Hamilton introduced House File No. 460, a bill for an act to provide for the sick poor of cities.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Ure introduced House File No. 461, a bill for an act to facilitate the search of public records.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Barrett introduced House File No. 462, a bill for an act to amend section 589, of the Code of 1873.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Perrin introduced House File No. 463, a bill for an act to amend section 45, chapter 3, title 1, of the Code.

Read first and second time, and referred to Committee on Printing.

Mr. Lessenger introduced House File No. 464, a bill for an act to repeal section 527, of the Code of 1873.

Read first and second time and referred to Committee on Cities and Towns.

Mr. Parker introduced House File No. 465, a bill for an act to constitute cities of the first and second class, supervisor districts.

Referred to Committee on Cities and Towns.

Mr. O'Donnell introduced House File No. 466, a bill for an act to amend section 328, of the Code.

Read first and second time, and referred to the Committee on Ways and Means.

Mr. Wright, of Warren, introduced House File No. 467, a bill for an act amendatory of section 3769, of chapter 2, title 23, of the Code.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Wilson, of Polk, introduced House File No. 468, a bill for an act to amend section 1292 of the Code.

Read first and second time, and referred to Committee on Railroads.

Mr. Kopp introduced House File No. 469, a bill for an act to amend chapter 64 of the laws of the Sixteenth General Assembly.

Referred to Committee on Schools.

Leave was granted Mr. Ure to present a petition in reference to legalizing the indexing of county records.

Referred to Committee on County and Township Organization.

RESOLUTION.

Mr. Parker offered the following resolution:

Resolved, That the President of the Senate and the Speaker of the House be directed to adjourn their respective Houses, *sine die*, on Tuesday, the 12th day of March next, at 12 o'clock, m.

Mr. Hotchkiss moved to amend by the following substitute:

Resolved by the House, the Senate concurring, That the President of the Senate and the Speaker of the House be directed to adjourn their respective Houses, *sine die*, on the 15th day of March next, at 12 o'clock, noon.

Mr. Bliedung moved to lay on the table.

Mr. King demanded the yeas and nays, and

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bolton, Bowdish,

Bradley, Carson, Chapman, Coomes, Deweese, Fast, Flick, Gay, Gleason, Hadley, Hallock, Hiatt, Higgins, Holbrook, Israel, Jaqua, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, Mallory, Miles, Morse, Nichol, O'Donnell, Paul, Perrin, Rhode, Rickel, Scott, Seeley, Seymour, Stone, Tiffin, Tremain, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Mr. Speaker—55.

The nays were:

Messrs. Baker, Barrett, Brown, Curtiss, Doty, Elliott, Gammons, Gardner, Gordon, Gray, Hamilton, Heron, Hoag, Hotchkiss, Jamison, Johnson, King, Lessenger, McCartney, Macy, Manning of Winneshiek, Mueller, O'Brien, Parker, Parkinson, Russell, Stephenson, Taylor, Terry, Tyson, Warnock, Waterman, Wells, Wright of Wayne, and Young—35.

Absent or not voting:

Messrs. Calvin, Clayton, Crooks, Duncan, Manning of Carroll, Maynard, Peake, Ratcliff, Seaman, and Sherrard—10.

So the motion to lay on the table prevailed.

Mr. Stone moved, when this House adjourn it be until 2 o'clock Monday, the 25th.

Mr. Bliedung moved to amend by striking out "2 o'clock," and inserting "9:30 o'clock, to-morrow morning."

The motion prevailed.

Leave was granted Mr. Updegraff to submit a report on Senate File No. 214, a bill for an act to legalize certain orders for special terms of court, &c., recommending that it do pass, which was taken up and considered.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—88.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Crooks, Duncan, Hallock, Manning of Carroll, Maynard, Peake, Ratcliff, Rickel, Seaman, Sherrard, and Wells—12.

So the bill passed, and the title was agreed to.

Leave was granted Mr. Waterman to introduce House File No. 470, a bill for an act to repeal sub-division 1, of section 3793, Code of 1873.

Read first and second time, and referred to Committee on Cities and Towns.

On motion of Mr. Hamilton, House File No. 308, a bill for an act requiring that officers of cities and towns shall receive a fixed compensation, and that all fees now allowed such officers shall be paid into the treasury of such city or town.

The report of the committee recommending certain amendments was concurred in.

Mr. Gleason moved to reconsider the vote by which the amendments were adopted.

The motion prevailed.

Mr. Gleason moved to strike out in the 6th line, "or towns," and insert the words "of the first class."

The motion prevailed.

Mr. Carson moved to reconsider the vote by which the amendment was adopted.

The motion did not prevail.

Report of the committee as amended was then adopted.

Mr. Gleason moved to amend: Strike out the words "or towns," in 1st line the of the 2d section, and insert the words "of the first class."

The motion prevailed.

Mr. Gleason moved to strike out "or towns," in 2d line of section 2, and insert "of the first class."

The motion prevailed.

On motion of Mr. Carson, the bill was recommitted to the Committee on Cities and Towns.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed without amendment:

House File No. 287, a bill for an act to amend sections 1 and 2 of chapter 83 of the laws of the Sixteenth General Assembly, in relation to the election of certain officers in certain cities of the first class, and to revive that portion of section 534 of the Code thereby repealed.

A. T. McCARGAR, *First Asst. Secretary.*

ENROLLED BILLS.

Mr. Macy, from Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 50, a bill for an act to legalize the organization and official proceedings of Independent District No. 7, of Decatur township, Decatur county, Iowa.

Senate File No. 68, a bill for an act to amend section 591, title 5, chapter 1, of the Code, relating to terms of office of township trustees.

Senate File No. 29, a bill for an act to legalize the sale of certain school lands in Pottawattamie county, Iowa.

And also find the following correctly enrolled:

House File No. 170, a bill for an act to legalize Independent District No. 7, of Dayton township, in Chickasaw county, Iowa.

House File No. 82, a bill for an act to legalize the incorporation of the town of Colfax, Jasper county, Iowa, the election of its officers, and all acts done and ordinances passed by the council of said town.

House File No. 56, a bill for an act to repeal section 4420 of chapter 27, title 25, of the Code, relating to the trial of an issue of fact in an indictment, and enacting a substitute in lieu thereof.

House File No. 185, a bill for an act to legalize the incorporation of the town of Ossian, in Winneshiek county, Iowa, its ordinances and the acts of its officers thereunder.

Senate File No. 40, a bill for an act to amend section 521 of the Code, title 4, chapter 10, of cities and towns.

ELWOOD MACY, *Chairman*.

Mr. Gay moved that the House do now adjourn.

The motion did not prevail.

MESSAGES AND COMMUNICATIONS ON THE SPEAKER'S TABLE.

Leave was granted Mr. McCartney, from the Committee on State University, to submit the following report:

MR. SPEAKER.—Your Committee on State University, to whom was referred House File No. 304, a bill for an act making appropriations to the State University, and an annual endowment fund for the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the accompanying substitute, which they have adopted, and recommend that it be referred to the Committee on Ways and Means.

JOHN MCCARTNEY, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Stone to introduce House File No. 471, a bill for an act to amend section 1292 of the Code, etc.

Read first and second time, and referred to Committee of Railroads.

Mr. Hiatt moved to take up House File No. 55.

The motion did not prevail.

Senate File No. 154, a bill for an act to repeal section 520 of the Code, and to enact a substitute therefor.

Read first and second time, and referred to Committee on Cities and Towns.

Senate File No. 184, a bill for an act to prevent trustees and other officers of State institutions from furnishing supplies to or being interested in contracts with such institutions, and to punish the violation of the same.

Read first and second time, and referred to the Judiciary Committee.

Senate File No. 200, a bill for an act to amend section 1114, chapter 3, title 9, of the Code, and to extend the provisions thereof to the State Agricultural Society.

Joint Resolution authorizing the Governor to employ a special agent to collect war claims of the general government, was taken up and adopted.

Concurrent Resolution relative to appointing an investigating committee to the Ft. Madison Penitentiary, was taken up.

Mr. Kauffman moved to amend by striking out, and inserting, "one from the Senate and two from the House."

The motion did not prevail.

The resolution was adopted without amendment.

Leave of absence was granted Messrs. Terry and Whaley until Tuesday.

BILLS ON SECOND READING.

House File No. 26, a bill for an act to repeal section 2272 of the Code, relative to the guardianship of drunkards, spendthrifts, and lunatics, and enact a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Mr. Gleason moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—88.

The nays were—None.

Absent or not voting :

Messrs. Clayton, Coomes, Crooks, Duncan, Gay, Jaqua, Manning of Carroll, Maynard, Peake, Ratcliff, Seaman, and Sherrard—12.

So the bill passed and the title was agreed to.

On motion of Mr. Stone the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 23, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. H. Oneal.

Pending the reading of the journal of yesterday, on motion of Mr. Hamilton, the further reading was dispensed with.

Mr. Russell moved to take up Senate File No. 37.

The motion did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following Joint Resolution, in which the concurrence of the House is asked:

Joint Resolution to amend section 4 of article 3 of the Constitution of the State of Iowa, and to provide for its reference and publication.

Also, House File No. 259, a bill for an act to amend the charters of all the municipal corporations, existing and acting under special charters not now having the powers herein granted, and conferring additional powers upon such cities, without amendment.

Also Joint Resolution relative to transportation of live stock, with the following amendments: Strike out all after word "Congress," in first line, down to and including the word "cars," in the second line; strike out "fourth and fifth" lines; strike out of sixth line, all down to the word "would," and insert "which in our judgment;" strike out all after the word "stock," in the sixth line, down to and including the the word "stock" in fourteenth line.

In all of which amendments, the concurrence of the House is asked.

J. A. T. HULL, *Secretary*.

PETITIONS.

Mr. Perrin presented a petition asking for land grants to the Chicago, Minnesota & St. Paul Railroad.

Referred to Committee on Railways.

Mr. Parkinson presented a petition asking to have the name of the town of Dayton changed to that of Daytonville.

Referred to the Committee on Cities and Towns, to report by bill or otherwise.

REPORTS OF COMMITTEES.

Mr. Manning, from the Committee on Railroads submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 37, beg leave to report that they have had the same under consideration, and have adopted the accompanying substi-

tute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 104, a bill for an act to resume and grant to the Dubuque Southwestern Railroad Company certain lands heretofore conditionally ganted to the Cedar Rapids & Missouri River Railroad Company, to aid in the building of a railroad between Marion and Cedar Rapids, in Linn county, Iowa, by act approved March 26, 1860, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

O. H. MANNING, *Chairman*.

Ordered passed on file.

Mr. Morse, from the Committee on Public Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred House File No. 263, a bill for an act to provide for rebuilding the main building and the east wing of the buildings of the Deaf and Dumb Asylum at Council Bluffs, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on the Deaf and Dumb.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred House File No. 273, a bill for an act to regulate the means of egress from public buildings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Cities and Towns, for the reason that other bills on the same subject are before that committee.

MORSE, *Chairman*.

Ordered passed on file.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 405, a bill for an act to secure the road poll-tax in work or money from all men under forty-five years of age, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 429, a bill for an act to legalize the act of the board of supervisors and auditor of Sioux county in laying out roads on the section lines in said county, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 428, a bill for an act to amend section 983 of the Code of 1873, in relation to working highways, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 447, a bill for an act for improving public highways, and erecting toll gates thereon, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

SEELEY, Chairman.

Ordered passed on file.

Mr. Ure, from the Committee on Agricultural College, submitted the following report:

MR. SPEAKER—Your Committee on Agricultural College to whom was referred House File No. 378, a bill for an act to appropriate \$7,472 25 for State Agricultural College, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out “\$350, for a Horticultural Laboratory,” and inserting “\$2,500,” and that the sum of “\$2,500 for a propagating house,” be stricken out, and that as so amended it be referred to the Committee on Ways and Means and appropriations.

URE, Chairman.

Ordered passed on file.

Mr. Jaqua submitted a report from Special Committee on State Board of Charities, with accompanying bill House File No. 471, a bill for an act to create a State Board of Charities.

Read first and second time, passed on file, and ordered printed.

MR. SPEAKER—Your Special Committee created by resolution, to take into consideration the propriety of drafting a bill creating a State Board of Charities, have had the same under consideration and beg leave to report the accompanying bill with the recommendation that it do pass.

JAQUA, Chairman.

Mr. Jaqua, from the Committee on Normal Schools, submitted the following report:

MR. SPEAKER—Your Committee on Normal Schools, to whom was referred House File No. 220, a bill for an act to establish and maintain a Normal School at Le Mars, in the county of Plymouth, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

JAQUA, Chairman.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred

House File No. 151, a bill for an act to repeal section 1751, chapter 9, title 12 of the Code, and provide a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 284, a bill for an act to amend sections 1729, 1745, 1748, 1777, 1778 and 1780, chapter 9, title 12, of the Code, in relation to contingent and school-house funds, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 441, a bill for an act to provide uniformity in school books, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 446, a bill for an act to amend section 1806 of the Code, providing for the establishment of kindergartens in cities of the first class, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: By adding after the word cities, "and towns;" also, that the title be amended by adding after the word cities, "and towns," and that as amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 255, a bill for an act to amend section 1751 of the Code of Iowa, as amended by chapter 112 of the acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Rickle, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 210, a bill for an act to repeal section 1555, chapter 6, title 11, of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Suppression of Intemperance, to

whom was referred substitute for House File No. 53, a bill for an act to prohibit the sale of wine and beer by the glass or drink, and to abolish wine and beer saloons, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

RICKEL, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 260, a bill for an act to confer certain powers upon any Home for the Friendless, incorporated under the laws of Iowa, in relation to the control and disposition of minor children who become inmates thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 78, a bill for an act to revise the numbers of lots in cities and towns of this State, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 10, a bill for an act to amend section 518, chapter 10, title 4 of the Code, relating to cities and incorporated towns, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Wilson of Polk, to present a petition asking for a Department of Eclectic Medicine in the State University.

Referred to Committee on State University.

Leave was granted Mr. Hadley to present a petition to abolish the grand jury system.

Referred to Committee on Constitutional Amendments.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 432, a bill for an act to repeal section 228, chapter 10, title 3, of the Code, and to enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the following substitute do pass.

E. B. HOAG, *Chairman*.

Ordered passed on file.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined:

Senate File No. 214, a bill for an act to legalize certain orders for special terms of court and the proceedings therein;

Senate File No. 5, a bill for an act for the relief of Joseph Bone;
And find the same correctly enrolled.

ELWOOD MACY, *Chairman.*

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 150, a bill for an act to authorize counties, cities and towns to refund outstanding bonded debts at a lower rate of interest, and to provide for the payment of the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the words "deem it" in the 3d line of section 1, and the words "it be deemed" be inserted in lieu thereof; and that the word "fifteen" in the 7th line be stricken out, and the word "twenty" inserted in lieu thereof; and that the following words be added to the end of section 5: "*Provided*, That nothing in this act shall be construed to limit or postpone the right of any holder of any such bonds to resort to any other remedy which he might otherwise have," and that the amendments adopted by the House to the original bill be stricken out, and when so amended the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 397, a bill for an act to amend chapter 50, section 1, of the acts of the Twelfth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 1, a bill for an act entitled an act relating to the trial of equitable actions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 361, a bill for an act to repeal section 814, chapter 1, title 6, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to Committee on Ways and Means.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 276, a bill for an act to legalize the Co-operative Store of Morning Sun, beg leave to report that they have had the same under consideration, and have adopted a substitute of the character of a general legalizing act, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 32, a bill for an act defining and punishing striking as a crime, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 323, a bill for an act to amend section 1946, chapter 6, of the Code, in relation to the duties of recorder, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 389, a bill for an act confirming the diplomas of the Medical College at the city of Keokuk, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the words, "the incorporation of said corporation and," in the first and second lines of section 1, and that the words "the same as though," be inserted after the word "character," in the nineteenth line of section 1, and when so amended, that the bill do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Stone moved to reconsider the vote by which the House refused to order House File No. 285, a bill for an act to suppress intemperance engrossed.

Mr. Hiatt demanded the yeas and nays.

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Coomes, Curtiss, Elliott, Fast, Gardner, Gay, Gleason, Hadley, Hamilton, Higgins, Hotchkiss, Israel, Jamison, Jaqua, King, Knoll, Kopp, Lessenger, Mallory, Manning of Carroll, Manning of Wineshiek, Miles, Morse, O'Brien, O'Donnell, Parker, Paul, Rhode, Scott, Seeley, Seymour, Stephenson, Stone, Updegraff, Warnock, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Young, and Mr. Speaker—51.

The nays were:

Messrs. Alford, Allen, Ashby, Brown, Chapman, Deweese, Doty, Flick, Gammons, Gordon, Hallock, Heron, Hiatt, Hoag, Johnson, Kauffman, Lyman, Lyon, McAllister, McCartney, Macy, Nichol, Parkinson,

Perrin, Rickel, Russell, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Wood, Wright of Warren, and Yoran—35.

Absent or not voting:

Messrs. Clayton, Crooks, Duncan, Gray, Holbrook, Maynard, Mueller, Peake, Ratcliff, Seaman, Sherrard, Terry, Waterman, and Whaley—14.

So the motion prevailed.

Mr. Stone offered a substitute for the bill.

Mr. King moved that the bill and substitute be referred to the Committee on Suppression of Intemperance, ordered printed, and reported back to the House Wednesday, the 27th inst.

The Speaker announced the following as a Committee on Investigation of the Penitentiary at Ft. Madison: Messrs. Gleason, Bloom, and Miles.

Leave was granted Mr. Miles to present a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

INTRODUCTION OF BILLS.

Mr. Rickel introduced House File No. 472, a bill for an act providing for new trials, in criminal cases, &c.

Read first and second time, and referred to Judiciary Committee.

Mr. Carson introduced House File No. 473, a bill for an act to amend chapter 1, title 6, &c.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Taylor introduced House File No. 474, a bill for an act to amend sections 3808, 3809, and 3810 of the Code.

Read first and second time, and referred to the Committee on Compensation of Public Officers.

Mr. Rickel introduced House File No. 475, a bill for an act to amend section 2750, chapter 9, title 17.

Read first and second time, and referred to Committee on Judiciary.

Mr. Perrin introduced House File No. 476, a bill for an act to legalize the organization of the independent school district of Delta, Keokuk county, Iowa.

Read first and second time, and referred to a Special Committee of three, of which Mr. O'Donnell shall be chairman.

The Speaker announced as the balance of said committee, Messrs. Hoag and Paul.

Mr. Jamison introduced House File No. 477, a bill for an act to amend section 4, chapter 39, of the laws of the Fifteenth General Assembly.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Lyon introduced House File No. 478, a bill for an act to amend section 831, chapter 1, title 6 of the Code.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Bliedung introduced House File No. 479, a bill for an act to establish a State Board of Health.

Read first and second time, and referred to a Special Committee, McAllister, chairman.

Mr. Parkinson introduced House File No. 480, a bill for an act to legalize an act of D. J. Palmer, auditor of Washington county.

Read first and second time, and referred to a Special Committee of three.

The Speaker announced as said committee, Messrs. Paul, Parkinson, and Jamison.

Mr. Rickel introduced House File No. 481, a bill for an act to prohibit grand jurors from serving two years in succession.

Read first and second time, and referred to Committee on Judiciary.

REPORT OF COMMITTEE.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 230, a bill for an act that section 3769, of chapter 2, title 23 of the Code be, and the same is hereby repealed and the following enacted in lieu thereof, beg leave to report that they have had the same under consideration, do present a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

CHAPMAN, *Chairman.*

Ordered passed on file.

RESOLUTIONS.

Mr. McCartney offered the following Joint Resolution, which was referred to the Committee on Constitutional Amendments:

Joint Resolution proposing to amend section 3, of article 3, of the Constitution of the State of Iowa:

Be it resolved by the General Assembly of the State of Iowa, That the following amendment to the Constitution of the State of Iowa be and the same is hereby proposed, to-wit: Strike out section 3, of article 3, of said Constitution, and insert the following in lieu thereof:

SEC. 3. The members of the House of Representatives shall be chosen on the second Tuesday in October, except the years of the Presidential election, when the election shall be on the Tuesday next after the first Monday in November, and their term of office shall commence on the first day of January next after their election, and continue for the term of four years and until their successors are elected and qualified; and they shall be so classified by lot that one class, being as nearly one-half as possible, shall be elected every two years.

Resolved further, That this resolution, proposing to amend the Constitution of the State of Iowa, is hereby referred to the legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State shall cause the same to be published for three months previous to the time of the next general election for members of the General Assembly, in two newspapers of general circulation in each congressional district in the State as provided by law.

MESSAGES ON SPEAKER'S TABLE.

The Joint Resolution proposing an amendment to section 4, article 3, of the Constitution of Iowa, was taken up, and referred to the Committee on Constitutional Amendments.

House Resolution, relating to shipping stock in patent cars, was taken up, and agreed to.

On motion of Mr. Williams, House File No. 348, a bill for an act to legalize an election held for the purpose of redistricting the township of Van Buren, Keokuk county, Iowa, with report of committee recommending that it do pass, was taken up and considered.

Mr. Williams moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—84.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Crooks, Duncan, Gray, Holbrook, Kopp, Maynard, Mueller, Peake, Ratcliff, Seaman, Sherrard, Terry, Waterman, and Whaley—16.

So the bill passed and the title was agreed to.

Mr. Hoag moved to call up House File No. 67, a bill for an act to amend the herd law.

Referred to Committee on Agriculture.

On motion of Mr. O'Donnell House File No. 260, a bill for an act to confer certain powers upon any home for the friendless, with report of committee recommending it do pass, was taken up and considered.

Mr. Wood moved to refer the bill to the Judiciary Committee.

The motion did not prevail.

The bill was ordered passed on file and ordered printed.

On motion of Mr. Paul, House File No. 397, a bill for an act to amend chapter 50, section 1, of the acts of the Twelfth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Mr. Paul moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Crooks, Duncan, Flick, Gray, Holbrook, Manning of Carroll, Manning of Winneshiek, Maynard, Mueller, Peake, Ratcliff, Rickel, Seaman, Sherrard, Terry, Updegraff, Waterman, and Whaley—18.

So the bill passed, and the title was agreed to.

The Speaker announced Messrs. Paul, Parkinson, and Jamison, Special Committee on House File No. 480.

On motion of Mr. McCartney, House File No. 252, a bill for an act to legalize the official acts of F. D. Lindsley, a justice of the peace in and for Benton county.

The bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, Young, and Mr. Speaker—77.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Crooks, Duncan, Gray, Holbrook, Hotchkiss, Israel, King, Lessenger, Manning of Carroll, Manning of Winneshiek, Maynard, Mueller, Peake, Ratcliff, Seaman, Sherrard, Stone, Terry, Updegraff, Waterman, Whaley, and Wright of Warren—23.

So the bill passed and the title was agreed to.

Leave of absence was granted Messrs. Nichol and Russell, until Tuesday.

House File No. 190, a bill for an act to repeal chapter 1, title 21, section 3626 of the Code, relating to justices of the peace, with report of committee recommending indefinite postponement was taken up and considered.

The House refused to engross for a third reading.

House File No. 269, a bill for an act to legalize the incorporation of the town of Stuart and its ordinances, and of the acts of its officers thereunder, with report of committee recommending that it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Hallock moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Walker, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, Young, and Mr. Speaker—77.

The nays were—None.

Absent or not voting:

Messrs Clayton, Crooks, Duncan, Gray, Hiatt, Holbrook, Israel, McCartney, Maynard, Mueller, Nichol, Peake, Ratcliff, Seaman, Sherrard, Terry, Tyson, Updegraff, Ure, Waterman, Whaley, Williams, and Wright of Warren—23.

So the bill passed and the title was agreed to.

House File No. 288, a bill for an act to amend section 3074 of the Code, in relation to laborers' wages, with report of committee recommending indefinite postponement, was taken up and considered.

The House refused to engross the bill.

Leave of absence was granted Messrs. Morse and Tyson until Wednesday.

House File No. 262, a bill for an act to enable school districts to issue bonds for the purpose of funding judgments now existing, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

House File No. 181, a bill for an act to repeal section 591, chapter 2, title 5, of the Code, and to enact a substitute therefor, with report of committee recommending indefinite postponement, was taken up and considered, and the report adopted.

House File No. 293, a bill for an act to repeal section 391 of the Code, in relation to the designation of places for holding elections, and enacting a substitute therefor, with report of committee recommending indefinite postponement, was taken up, considered, and the report adopted.

House File No. 303, a bill for an act to amend section 1507, of chapter 4, title 11, of the Code of Iowa, pertaining to fences, with report of committee recommending indefinite postponement, was taken up, considered, and the report of committee adopted.

House File No. 280, a bill for an act to exempt certain property of persons over sixty-five years of age, and others, from taxation, with report of committee recommending it do not pass, was taken up and considered.

The House refused to order the bill engrossed for a third reading.

House File No. 160, a bill for an act to vest title in the heirs, devisees, or assignees of deceased patentees, with report of committee recommending it do pass, was taken up and considered.

Mr. Gleason moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tyson, Ure, Walker, Warnock, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Crooks, Duncan, Gray, Holbrook, McCartney, Maynard, Mueller, Nichol, Paul, Peake, Ratcliff, Seaman, Sherrard, Terry, Tremain, Updegraff, Waterman, and Whaley—20.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have examined the following bill and find the same correctly enrolled:

House File No. 287, a bill for an act to amend sections 1 and 2, of chapter 33, of the laws of the Sixteenth General Assembly, in relation to the election of certain officers in certain cities of the first class, and to revive that portion of section 534 of the Code, thereby repealed.

ELWOOD MACY, *Chairman*.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has appointed Senators Bestow and Merrell, on the part of the Senate, as members of the Committee to investigate the affairs of the Iowa State Penitentiary at Fort Madison.

A. T. MCCARGAR, *First Ass't Secretary*.

House File No. 270, a bill for an act to amend section 921, title 7, chapter 1, of the Code, in relation to the width of roads in certain cases, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

House File No. 152, a bill for an act to repeal sections 489, 493 and 531, of chapter 10, title 4, of the Code, and to enact a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

At 12 o'clock, m., the Speaker adjourned the House.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 25, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Brown.

Pending the reading of the journal of Saturday, the further reading was dispensed with on motion of Mr. Doty.

UNFINISHED BUSINESS.

House File No. 152 was taken up.

The bill was ordered engrossed for a third reading.

RESOLUTION.

Leave was granted Mr. Walker to offer the following resolution, which was adopted:

WHEREAS, Clerks of many committees do not make duplicate reports on bills reported from their committees, thereby causing an unnecessary amount of labor and time of the clerks of the House; therefore, be it

Resolved by the House of Representatives, That the chairmen of committees be, and they are hereby requested to direct all reports from their committees be made in duplicate.

PETITIONS.

Mr. Knoll presented a petition from five hundred and sixty-six citizens of Madison county, for the repeal of the prohibitory liquor laws.

Referred to Committee on Suppression of Intemperance.

Mr. Brown presented a petition for land grant to the C., M. & St. P. R. R.

Referred to Committee on Railroads.

Mr. Bliedung presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Gammons presented a petition from two hundred and sixty-five voters of Mitchell county, against the repeal of the present railroad tariff law.

Referred to Committee on Railroads.

Mr. Flick presented a petition from the tax payers of district township of Ross, Taylor county, &c.

Referred to Committee on Judiciary.

REPORTS OF COMMITTEES.

Mr. O'Donnell, from the Special Committee on House File No. 476, submitted the following report:

MR. SPEAKER—Your Committee to whom was referred House File No. 476, a bill for an act to legalize the organization of the independent school district of Delta, Keokuk county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Strike out section 2 and insert in lieu thereof the following: "Section 2. That all acts done by the Board of Directors of said Independent School district since the 10th day of March, 1877, be and the same are hereby declared legal and valid, the same as if said independent school district had been legally and properly organized," and that as so amended it do pass.

O'DONNELL, *for Committee.*

Ordered passed on file.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, report a bill for an act to fix compensation of county auditors, and to repeal section 3798, chapter 2, title 23, of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, report a bill for an act to fix the compensation of county treasurers, and to repeal sections 3792 and 3796, chapter 2, title 23, of the Code, and to enact a substitute therefor, with the recommendation that it do pass.

J. CHAPMAN, *Chairman.*

Ordered passed on file.

Mr. Perrin, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 125, a bill for an act to amend section 1, of chapter 55, of the public acts of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 237, a bill for an act to repeal section 1160 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 261, a bill for an act to prevent the making and publication of false or deceptive statements in relation to the business of fire insurance, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

PERRIN, *Chairman.*

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 466, a bill for an act to amend section 328 of the Code, and to provide a time when interest on county warrants shall cease, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, the committee having previously reported back a similar bill with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 451, a bill for an act to legalize certain tax sales in Fremont county, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following.

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 467, a bill for an act to amend section 3769, chapter 2, title 23 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 343, a bill for an act prescribing the mode of settling the accounts of county officers, beg leave to report that they have had the same under consideration and have drafted a substitute therefor, have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was

referred House File No. 380, a bill for an act for the relief of Emmet county, beg leave to report that they have had the same under consideration, and have drafted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 77, a bill for an act to repeal section 4241, title 25, chapter 12 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Doty introduced House File No. 482, a bill for an act to amend section 307 of the Code, etc.

Read first and second time, and referred to Committee on Printing.

Mr. Yoran introduced House File No. 483, a bill for an act to prescribe a delinquent tax-book, to remove liens and for the payment of taxes in certain cases.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Warnock introduced House File No. 484, a bill for an act to regulate the fees of attorneys in notes and other written contracts.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Mr. Flick introduced House File No. 485, a bill for an act for the relief of Thomas P. Flemming, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Flick introduced House File No. 486, a bill for an act for the relief of B. B. Hoover, treasurer, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Allen introduced House File No. 487, a bill for an act to amend section 1419, chapter 2, title 21, of the Code, etc.

Read first and second time, and referred to Committee on Asylum for Insane.

Mr. King, of Franklin, introduced House File No. 488, a bill for an act to legalize conveyances made in accordance with the laws of other States and Territories.

Read first and second time, and referred to Judiciary Committee.

Mr. Updegraff introduced House File No. 489, a bill for an act to amend section 2590 of the Code.

Read first and second time, and referred to Judiciary Committee.

Mr. Updegraff introduced House File No. 490, a bill for an act to further protect the rights of the holders of warehouse receipts.

Read first and second time, and referred to Judiciary Committee.

Mr. Updegraff introduced House File No. 491, a bill for an act defining the rights of warehouse men, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Hamilton introduced House File No. 492, a bill for an act to pay the balance due McHenry & Hale, etc.

Read first and second time, and referred to Committee on Ways and Means.

Mr. Hamilton introduced House File No. 493, a bill for an act legalizing the acts of the county recorder of Lee county, etc.

Read first and second time, and referred to Judiciary Committee.

Mr. Carson introduced House File No. 494, a bill for an act to authorize boards of supervisors to construct and maintain watering places on public highways.

Read first and second time, and referred to Committee on Roads and Highways.

Mr. Elliott introduced House File No. 495, a bill for an act to repeal section 9, of chapter 71, of the laws of the Fifth General Assembly.

Read first and second time, and ordered engrossed for a third reading.

Mr. Mallory moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—75.

The nays were—None.

Absent or not voting :

Messrs. Bloom, Clayton, Crooks, Curtis, Duncan, Gleason, Hadley, Hiatt, Holbrook, McCartney, Maynard, Miles, Morse, Nichol, Paul, Peake, Ratcliff, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, and Whaley—25.

So the bill passed and the title was agreed to.

Leave was granted Mr. Mallory to call up House File No. 417, a bill for an act to confer the tax voted in Whitebreast township, Warren county, Iowa, to the Chariton, D. M. & S. W. Ry. Co., with report of committee recommending it do pass.

The bill was ordered engrossed for a third reading.

Mr. Mallory moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton,

Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, O'Brien, O'Donnell, Parker, Perrin, Rhode, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—72.

The nays were:

Messrs. Gray, and Parkinson—2.

Absent or not voting:

Messrs. Bloom, Clayton, Crooks, Curtiss, Deweese, Duncan, Hadley, McCartney, Maynard, Morse, Nichol, Paul, Peake, Ratoliff, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, Updegraff, Ure, Whaley, and Young—26.

So the bill passed, and the title was agreed to.

Leave was granted Mr. Perrin to call up House File No. 476, a bill for an act to legalize the organization of the Independent School District of Delta, Keokuk county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. O'Donnell moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Rhode, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Warnock, Waterman, Wells, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—68.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Crooks, Deweese, Duncan, Gleason, Hadley, McCartney, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, Parker, Paul, Peake, Ratcliff, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Kossuth, and Mr. Speaker—32.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Parkinson, from the Special Committee on House File No. 480, submitted the following report.

MR. SPEAKER—Your Special Committee to whom was referred House File No. 480, a bill for an act legalizing an act of D. J. Palmer, auditor for Washington county, Iowa, beg leave to report that they have had

the same under consideration, and have instructed me to report the accompanying substitute therefor back to the House with the recommendation that it do pass.

B. PARKINSON, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Parkinson to call up House File No. 480, a bill for an act legalizing a certain mortgage deed made to the school fund of Washington county, and an accompanying substitute, with report of committee recommending it do pass, was taken up and considered.

Mr. Parkinson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—73.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Deweese, Duncan, Gleason, Hadley, McCartney, Manning of Carroll, Maynard, Miles, Morse, Nichol, Paul, Peake, Ratcliff, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, Updegraff, Ure, Walker, Whaley, and Mr. Speaker—27.

So the bill passed and the title was agreed to.

Leave was granted Mr. Wood to call up House File No. 360, a bill for an act to amend section 2049, of chapter 1, title 14 of the Code, with report of committee recommending that it do pass, was taken up and considered.

Mr. Wood moved to strike out publication clause.

The motion prevailed.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hallock, Hamilton, Hiatt, Higgins, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Warnock, Water-

man, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—71.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Deweese, Duncan, Hadley, Heron, Hoag, Hotchkiss, McCartney, Manning of Carroll, Maynard, Miles, Morse, Nichol, Paul, Peake, Ratcliff, Russell, Seaman, Seeley, Seymour, Sherard, Terry, Tyson, Updegraff, Ure, Walker, Whaley, and Mr. Speaker—29.

So the bill passed, and the title was agreed to.

Mr. Gay introduced House File No. 496, a bill for an act defining the duties of boards of supervisors in their purchase of blank books and stationery.

Read first and second time, and referred to the Committee on County and Township Organization.

Mr. Mallory introduced House File No. 497, a bill for an act to suppress intemperance.

Read first and second time, and referred to Committee on Suppression of Intemperance.

Mr. Holbrook introduced House File No. 498, a bill for an act to authorize certain boards of school directors to remove their secretaries.

Read first and second time, and, on motion of Mr. Knoll, referred to Committee on Schools.

Mr. Waterman moved to take up the report of the Committee on Rules.

The motion prevailed.

Mr. Macy moved to add "Friday" to the report.

The motion prevailed.

MR. SPEAKER—Your Committee on Rules, to whom was referred the resolution of Mr. Russell, providing for afternoon sessions, and fixing the order of business of this House, beg leave to report that they have had the same under consideration, and have instructed me to report the following substitute:

Resolved, That hereafter, until otherwise ordered, the House will hold two sessions per day on Mondays, Wednesdays and Fridays, and that during the afternoon sessions of said days nothing shall be in order but bills and resolutions on their second reading.

Respectfully submitted,

B. T. SEYMOUR.

Mr. Hiatt moved to strike out 20th and insert 27th.

The motion prevailed.

Mr. Stone moved to strike out all that relates to the order of business of the House.

The motion prevailed.

The report of the committee, as amended, was adopted.

MESSAGES AND BILLS ON SECOND READING.

House File No. 45, a bill for an act to provide for the investigation of the diseases of swine, with report of committee recommending it do pass, was taken up and considered.

Mr. Mallory moved to postpone further action, and that the same pass on file.

House File No. 193, a bill for an act to repeal section 3849, chapter 2, title 24 of the Code, with report of the majority recommending it do pass, with the report of the minority committee recommending it do not pass, was taken up.

Mr. Gleason moved to make the bill a special order for Wednesday, March 6, 1878, together with all other bills relating to the same matter.

The motion prevailed.

Substitute for Senate File No. 14, a bill for an act to establish certain courts organized under chapter 143, laws of the Sixteenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Manning of Winneshiek, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—76.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Bowdish, Clayton, Duncan, Holbrook, Jaqua, McCartney, Mallory, Manning of Carroll, Maynard, Morse, Nichol, Paul, Peake, Ratcliff, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, Whaley, and Mr. Speaker—24.

So the bill passed, and the title was agreed to.

On motion of Mr. Hotchkiss, Senate File No. 37, a bill for an act to repeal sections 1060 and 1064 of the Code, relating to corporations for pecuniary profit, and enact substitutes in lieu thereof, with report of committee recommending that it do pass, was taken up and considered.

Mr. Hotchkiss moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish,

Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Young—75.

The nays were—None.

Absent or not voting:

Messrs. Allen, Bloom, Clayton, Duncan, Gleason, Hallock, Holbrook, McCartney, Mallory, Maynard, Morse, Nichol, Paul, Peake, Ratcliff, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, Whaley, Wood, and Mr. Speaker—25.

So the bill passed and the title was agreed to.

House File No. 240, a bill for an act to regulate the growing and trimming of hedges, &c., with report of committee recommending it do not pass, was taken up, considered, and the bill was lost.

Leave was granted Mr. Hamilton to call up House file No. 239, a bill for an act for the better protection of persons traveling on railways, &c., with report of committee recommending it do pass with substitutes, was taken up, considered, and the report of the committee was adopted.

Mr. Hamilton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—78.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Duncan, Holbrook, McCartney, Mallory, Maynard, Morse, Nichol, Paul, Peake, Ratcliff, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, Whaley, and Mr. Speaker—21.

Se the bill passed and the title was agreed to.

Leave was granted Mr. Wilson, of Polk, to introduce House File No. 499, a bill for an act granting certain lands to the Des Moines & Minneapolis Railway Company.

Read first and second time, and referred to Committee on Railroads.

Leave was granted Mr. Kauffman to call up House File No. 402, a

bill for an act to amend section 1384, chapter 2, title 11 of the Code, with report of committee recommending that it do pass was taken up and considered.

Mr. Allen moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Young—76.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Duncan, Gleason, Holbrook, Jamison, McCartney, Mallory, Maynard, Morse, Nichol, Paul, Peake, Ratcliff, Russell, Seaman, Seeley, Seymour, Sherrard, Terry, Tyson, Whaley, Wood, and Mr. Speaker—24.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills, respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 214, a bill for an act to legalize certain orders for special terms of court, and the proceedings therein.

Senate File No. 40, a bill for an act to amend section 521 of the Code, title 4, chapter 10, of cities and incorporated towns.

Senate File No. 5, a bill for an act for the relief of Joseph Bone.

House File No. 56, a bill for an act to repeal section 4420, chapter 27, title 25 of the Code, relating to the trial of an issue of fact in an indictment, and enacting a substitute in lieu thereof.

House File No. 82, a bill for an act to legalize the incorporation of the town of Colfax, Jasper county, Iowa, the election of its officers, and all acts done, and ordinances passed by the council of said town.

House File No. 172, a bill for an act to legalize Independent District No. 7, of Decatur township, Chickasaw county, Iowa.

House File No. 185, a bill for an act to legalize the incorporation of the town of Ossian, in Winneshiek county, Iowa, its ordinances, and the acts of its officers thereunder.

ELWOOD MACY, *Chairman.*

Leave was granted Mr. Chapman, from the Committee on Compensa-

tion of public officers, to introduce House File No. 500, a bill for an act to fix the compensation of County Auditors, and to repeal section 3798, chapter 2, title 23 of the Code, and to enact a substitute therefor.

Read first and second time, and passed on file.

House File No. 501, a bill for an act to fix the compensation of County Treasurers, and to repeal sections 3792 and 3796, chapter 2, title 23 of the Code, and to enact a substitute therefor.

Read first and second time, and passed on file.

On motion of Mr. Walker, the House adjourned.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 26, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. House.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. Walker.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills in which the concurrence of the House is asked:

House File No. 41, a bill for an act to amend chapter 39 of the public acts of the Fifteenth General Assembly, in relation to dividing counties into supervisor districts.

Substitute for Senate File No. 106, and House File No. 25, a bill for an act in relation to special terms of court, repealing section 166 of the Code, and enacting a substitute therefor.

Senate File No. 47, a bill for an act in relation to liens on real estate of judgments in the District and Circuit Courts of the United States.

Senate File No. 192, a bill for an act to legalize the incorporation of Chester Dairy Association.

Also, that the Senate has passed without amendment, House File No. 85, a bill for an act to repeal section 3751 of the Code, relating to depositions, and to enact a substitute therefor.

J. A. T. HULL, *Secretary.*

PETITIONS.

Mr. Brown presented a petition for land grants to the Chicago, Milwaukee & St. Paul Railroad Company.

Referred to the Committee on Railroads.

Mr. Russell presented a petition from 86 citizens of Dallas county to tax church property.

Referred to Committee on Ways and Means.

Mr. Elliott presented a petition for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Nichol presented a petition against the repeal of the law abolishing capital punishment.

Referred to Judiciary Committee.

Mr. Ratcliff presented a petition to make the provisions of section 1622 of the Code of 1873 applicable to the board of supervisors of every county.

Referred to Committee on Roads and Highways.

Mr. Carson presented a petition to remove all discrimination on account of sex in the exercise of franchise.

Referred to Committee on Constitutional Amendments.

Mr. Parkinson presented a petition asking that wine and beer be placed under the same restriction as other intoxicating liquors.

Referred to Committee on Suppression of Intemperance.

Mr. Bradley presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

REPORTS OF COMMITTEES.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 379, a bill for an act to provide for taking the census of the State, beg leave to report that they have had the same under consideration, have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 431, a bill for an act defining the duties of township trustees and clerks in relation to bills and claims for the support of poor persons, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "resides" in the 4th line of section 1 the words "or where the relief is given," and that when so amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 461, a bill for an act to facilitate the search of public records, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be referred to the Judiciary Committee.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organi-

zation, to whom was referred House File No. 453, a bill for an act to amend section 1366 of the Code, in relation to the power of township trustees, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. J. Wood, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 203, a bill for an act to amend section 2242, chapter 5, title 15, of the Code, providing for the appointment of guardians in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 411, a bill for an act to legalize the acknowledgment of deeds by deputy clerks of courts, county auditors and deputy county auditors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation, that it be amended by striking out all after the word "State," in the sixth line of section 1, to and including the word "State," in the ninth line, and when so amended the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 421, a bill for an act to amend section 1548, chapter 6, title 11, of the Code, relating to punishment of intoxicated persons, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 414, a bill for an act to amend section 3937, chapter 6, title 25, of the Code, relating to offences against public justice, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 298, a bill for an act to amend section 3675, title 22, chapter 1, of the Code, in relation to the punishment of witnesses for contempt of court, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

RESOLUTION.

Mr. O'Donnell offered the following resolution :

Resolved by the House, the Senate concurring, That the present railroad tariff law should continue in force, without material change, until the next session of the General Assembly, and that the adoption of the commissioner system at this time is deemed inexpedient and unnecessary.

Mr. Coomes moved to refer to Committee on Railroads.

Mr. O'Donnell demanded the yeas and nays.

The yeas were:

Messrs. Allen, Ashby, Baker, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Clayton, Coomes, Doty, Fast, Gordon, Hadley, Hamilton, Hiatt, Higgins, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lessenger, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Nichol, Parker, Paul, Peake, Rickel, Russell, Scott, Seeley, Stone, Taylor, Updegraff, Ure, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—54.

The nays were:

Messrs. Alford, Barrett, Bliedung, Calvin, Chapman, Crooks, Curtiss, Deweese, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gray, Hallock, Heron, Hoag, Hotchkiss, Knoll, Lyman, McCartney, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Rhode, Seaman, Seymour, Stephenson, Terry, Tiffin, Tremain, Walker, Warnock, Waterman, Williams, Wood, and Young—41.

Absent or not voting:

Messrs. Gleason, Maynard, Morse, Sherrard, and Tyson—5.

So the motion to refer to the Committee on Railroads prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked :

Substitute for Senate File No. 18, a bill for an act in relation to the lands granted to the State of Iowa by act of Congress entitled "an act for a grant of lands to the State of Iowa, in alternate sections, to aid in the construction of a railroad in said State," approved May 12, 1864, and to grant to and impose upon the Chicago, Milwaukee & St. Paul Railway Company, the powers and liabilities mentioned in chapter 4, title 10 of the Code.

A. T. McCARGAR, *First Assistant Secretary.*

The hour having arrived for the consideration of the special order on House File No. 21, a bill for an act to abolish circuit courts, etc., on motion of Mr. Manning, of Carroll, the special order was taken up.

The report of the committee was adopted.

Mr. Manning, of Carroll, moved the bill be considered by sections.

The motion prevailed.

Section 1 was taken up for consideration.

Mr. Allen moved to strike out "November," in the fourth line, and insert "October," in lieu therefor.

The motion prevailed.

Mr. Deweese moved to strike out the enacting clause.

Mr. Russell demanded the yeas and nays, and

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bowdish, Brown, Calvin, Chapman, Coomes, Deweese, Duncan, Fast, Gay, Gleason, Hadley, Hallock, Heron, Hiatt, Holbrook, Johnson, Knoll, Lyman, Lyon, McAllister, McCartney, Manning of Winneshiek, Miles, Nichol, O'Brien, O'Donnell, Peake, Perrin, Ratcliff, Taylor, Tremain, Updegraff, Ure, Waterman, Wilson of Polk, Wright of Warren, and Mr. Speaker—41.

The nays were:

Messrs. Alford, Allen, Ashby, Bolton, Bradley, Carson, Clayton, Crooks, Curtiss, Doty, Elliott, Flick, Gammons, Gardner, Gordon, Gray, Hamilton, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Kauffman, King, Kopp, Lessenger, Macy, Mallory, Mueller, Parker, Parkinson, Paul, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Terry, Tiffin, Walker, Warnock, Wells, Whaley, Williams, Wilson of Kossuth, Wright of Wayne, Yoran, and Young—53.

Absent or not voting:

Messrs. Manning of Carroll, Maynard, Sherrard, Tyson, Wood, and Morse—6.

So the motion to strike out the enacting clause did not prevail.

Mr. Jamison moved to refer to a special committee of three, with instructions to prepare a bill.

The motion did not prevail.

Mr. Wright, of Warren, moved to refer to the Judiciary Committee.

The motion did not prevail.

Mr. Miles moved to strike out the first section of the bill, and demanded the yeas and nays.

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Carson, Chapman, Coomes, Deweese, Duncan, Fast, Gay, Gleason, Hadley, Hallock, Heron, Hiatt, Holbrook, Johnson, Knoll, Lyman, Lyon, McAllister, McCartney, Manning of Winneshiek, Miles, Nichol, O'Donnell, Peake, Perrin, Ratcliff, Tremain, Updegraff, Ure, Waterman, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Mr. Speaker—40.

The nays were:

Messrs. Allen, Ashby, Bloom, Bolton, Bradley, Clayton, Crooks, Curtiss, Doty, Elliott, Flick, Gammons, Gardner, Gordon, Gray, Hamilton, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Kauffman, King, Kopp, Lessenger, Macy, Mallory, Manning of Carroll, Mueller, O'Brien, Parker, Parkinson, Paul, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Walker, Warnock, Wells, Whaley, Williams, Wright of Wayne, Yoran, and Young—54.

Absent or not voting:

Messrs. Alford, Maynard, Morse, Sherrard, Tyson, and Wood—6.

So the motion to strike out section 1, in House File No. 21, did not prevail.

Mr. Stone moved to amend section 4 by inserting "criminal," after the word "civil," in second line.

The motion prevailed.

Mr. Waterman moved to strike out all after the words "real estate," in third line, down to the words, "and jurisdiction," in fourth line.

The motion prevailed.

Mr. Hoag moved that when the House adjourn, it be until 2 o'clock this P. M.

The motion did not prevail.

Mr. Bloom declined to serve on the special committee to investigate the Ft. Madison Penitentiary, and the Speaker appointed Mr. Israel in his place.

Mr. Rickel moved to take up Substitute for Senate File No. 18, a bill for an act in relation to lands granted to the State of Iowa by act of Congress entitled an act for a grant of lands to the State of Iowa, &c., &c.

The motion prevailed.

Mr. Mallory moved that the House do now adjourn.

The motion did not prevail.

The bill was read first and second time.

Mr. Manning, of Carroll, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Gay, Hallock, Maynard, Morse, Rickel, Seeley, Sherrard, Tremain, Tyson, and Wood—10.

So the bill passed and the title was agreed to.

At 12 o'clock, M., the House was adjourned by the Speaker.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 27, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Thorpe.

Pending the reading of the journal of yesterday, on motion of Mr. Taylor, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills without amendment:

House File No. 476, a bill for an act to legalize the organization of the Independent School District of Delta, Keokuk county, State of Iowa.

House File No. 495, a bill for an act to amend section 9, of chapter 71, of the laws of the Fifth General Assembly, in relation to the election of officers of the city of Knoxville.

J. A. T. HULL, *Secretary*.

Leave was granted Mr. Knoll to offer the following resolution, which was adopted:

Resolved by the House of Representatives, the Senate concurring, That the President of the Senate and the Speaker of the House shall declare their respective Houses adjourned, *sine die*, on Thursday, the 21st day of March, 1878, at 12 o'clock, M.

UNFINISHED BUSINESS.

House File No. 21, was taken up.

Mr. Macy moved to strike out section 6 and insert the following:

"The several County Judges shall reside in their respective counties, and shall hold a term of said court on the first Monday of each month for the transaction of all business not requiring a jury, and shall hold at least four terms of said court each year, for the trial of jury causes only, at such times as may be agreed upon by such County Judge and the Judge of the District Court of the county in the manner provided by section 165, chapter 5, title 3 of the Code," which was agreed to.

Mr. Alford moved to reconsider the vote by which section 4 was amended by inserting "and criminal."

The motion prevailed.

The question to adopt the amendment did not prevail.

Mr. Waterman moved to strike out section 11 and insert the following:

"As soon as practicable, after issue is joined by the parties, the judge shall call the calendar, and the parties litigant shall determine the causes to be tried by the court and those to be tried by the jury."

The amendment was adopted.

Mr. Waterman moved to strike out section 12.

Mr. Russell offered the following substitute for section 12, which did not prevail:

SEC. 10. At the time a jury is demanded, the party demanding the jury shall pay, or secure by good and sufficient bond, to be approved by the court or clerk, the fees of such jury for one day's attendance; *provided*, that in all cases where the party demanding the jury shows to the court, by satisfactory proof, that he is unable to pay or secure such jury fee, the court may direct the cause to be tried to a jury without such jury fee being paid or secured; and all causes set down for trial by jury shall be tried to a jury of six, unless a full jury is demanded by either party to the controversy, at the time the jury is demanded. The full fees of the jury shall be taxed against the losing party, in all cases tried by jury.

The motion to strike out section 12 did not prevail.

Mr. Russell moved to amend by the following new section 12½:

SEC. 12½. The judge shall apportion the causes for trial at jury terms to as many days as he may believe necessary, which apportionment shall be made at least ten days before the first day of the term, and they shall be arranged on his calendar in the order of their commencement, and the clerk shall, at the request of any party to an action, or his attorney, issue subpoenas accordingly.

The motion did not prevail.

Mr. Alford moved to strike out "twelve" and insert "eighteen" wherever it occurs in section 13.

The motion did not prevail.

On motion of Mr. Rickel, section 16 was stricken out.

Mr. Rickel moved to strike out section 17 and insert in lieu thereof the following section, No. 16.

The salary of said judge shall be as follows: In counties containing a population not exceeding five thousand, \$800. In counties containing a population of over five thousand and not exceeding ten thousand, \$1,200. In counties containing a population of over ten thousand and not exceeding fifteen thousand, \$1,500. In counties containing a population of over fifteen thousand not exceeding twenty-five thousand, \$1,800. In counties of over twenty-five thousand, \$2,000.

The motion prevailed.

Mr. Alford moved to amend section 18 by inserting "marriage license," after the words "probate business," in the first line.

The motion prevailed.

Mr. Bradley moved to amend section 20, in third line, by inserting the words "criminal proceedings," after the word "mature."

The motion did not prevail.

Mr. Hotchkiss moved to reconsider the vote by which section 17 was adopted.

The motion did not prevail.

Mr. Wright, of Warren, moved to postpone the further consideration of the bill for the day, and make it a special order for 2 o'clock, P. M., March 9, 1878.

Mr. Updegraff moved that further action on the bill be indefinitely postponed.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval the following bills, to-wit:

House File No. 287, a bill for an act to amend sections 1 and 2, of chapter 33, of the laws of the Sixteenth General Assembly, in relation to the election of certain officers in certain cities of the first class, and to revive that portion of section 534 of the Code, thereby repealed.

Also, have examined and find the following correctly enrolled:

House File No. 170, a bill for an act to legalize independent district No. 7, of Dayton township, in Chickasaw county, Iowa.

House File No. 259, a bill for an act to amend the charters of all municipal corporations existing and acting under special charters not now having the powers herein granted, and conferring additional powers upon such cities.

Senate File No. 14, a bill for an act to legalize and establish certain courts organized under chapter 143 of the laws of the Sixteenth General Assembly.

Senate File No. 37, a bill for an act to repeal sections 1060 and 1064 of the Code, relating to corporations for pecuniary profit, and enact substitutes in lieu thereof.

House File No. 85, a bill for an act to repeal section 3751 of the Code, relating to depositories, and to enact a substitute therefor.

House File No. 18, a bill for an act in relation to the lands granted to the State of Iowa by act of Congress, entitled "An act for a grant of lands to the State of Iowa, in alternate sections, to aid in the construction of a railroad in said State," approved May 12, 1864, and to grant to and impose upon the Chicago, Milwaukee & St. Paul Railway Company the powers and liabilities mentioned in chapter four (4), title 10, of the Code.

Joint Resolution in relation to the amount due from the United States to the State of Iowa, on account of expenditures incurred growing out of the late war.

Mr. Hoag moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question, shall the bill be ordered engrossed for a third reading? was decided in the affirmative.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

Mr. Deweese demanded the yeas and nays.

The yeas were :

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Clayton, Doty, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gordon, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, Macy, Mallory, Manning of Carroll, Mueller, Nichol, O'Brien, Parker, Paul, Peake, Perrin, Ratcliff, Rickel,

Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Wells, Whaley, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—70.

The nays were:

Messrs. Baker, Barrett, Carson, Chapman, Coomes, Crooks, Curtis, Deweese, Fast, Johnson, Knoll, McAllister, McCartney, Manning of Winneshiek, O'Donnell, Rhode, Seaman, Sherrard, Tremain, Waterman, and Wilson of Kossuth—21.

Absent or not voting:

Messrs. Gleason, Gray, Hadley, Israel, Maynard, Miles, Morse, Parkinson and Wood—9.

So the motion to suspend the rule prevailed.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Bloom, Bolton, Bradley, Carson, Clayton, Doty, Elliott, Flick, Gammons, Gardner, Gray, Hamilton, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, King, Kopp, Lessenger, Macy, Manning of Carroll, Manning of Winneshiek, Mueller, O'Brien, Parker, Paul, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tyson, Warnock, Wells, Williams, Wright of Wayne, and Young—43.

The nays were:

Messrs. Alford, Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Chapman, Coomes, Crooks, Curtiss, Deweese, Duncan, Fast, Gay, Gordon, Hallock, Heron, Hiatt, Holbrook, Johnson, Kauffman, Knoll, Lyman, Lyon, McAllister, McCartney, Mallory, Nichol, O'Donnell, Peake, Perrin, Ratcliff, Rhode, Russell, Seaman, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Yoran, and Mr. Speaker—49.

Absent or not voting:

Messrs. Gleason, Hadley, Israel, Maynard, Miles, Morse, Parkinson, and Wood—8.

So the bill not having received a constitutional majority failed to pass the House.

Leave of absence was granted Mr. Hamilton.

At 12 o'clock, M., the Speaker adjourned the House until 2 o'clock, this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

PETITIONS AND REMONSTRANCES.

Mr. Tyson presented a petition in reference to the practice of medicine.

Referred to Committee on Suppression of Intemperance.

Mr. Rhodes presented a petition for the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Ratcliff presented a petition for the amendment of section 809 of the Code.

Referred to Committee on County and Township Organization.

Mr. Ratcliff presented a petition to amend section 3576 of the Code.

Referred to Judiciary Committee.

Mr. Tyson presented a petition in relation to the practice of medicine.

Referred to Committee on the Practice of Medicine.

Mr. Heron presented a petition to tax church property, &c.

Referred to Committee on Ways and Means.

Mr. Deweese moved that the resolutions relating to constitutional amendments be made the special order for Friday, March 1st, at 10 o'clock, A. M.

The motion prevailed.

Mr. Stone filed a motion to reconsider the vote by which the resolution in reference to final adjournment was adopted.

Leave was granted Mr. Wilson, of Polk, to introduce House File No. 502, a bill for an act in relation to revenue, and taxing the property of express companies.

Read first and second time, and referred to the Committee on Ways and Means.

Mr. Seaman presented a petition for a law regulating the practice of medicine.

Referred to Committee on Medicine.

REPORTS OF COMMITTEES.

Mr. Manning, from the Committee on Railways, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 354, a bill for an act to repeal chapter 68 of the acts of the Fifteenth General Assembly, and to provide for the appointment of railroad commissioners, fix their compensation, define their duties, and to prevent extortion and unjust discrimination by railroad companies.

Also, House File No. 268, a bill for an act to amend chapter 68 of the laws of the Fifteenth General Assembly, approved March 23, 1874, to provide reasonable maximum rates of charges for the transportation

of freight and passengers on the different railroads in this State, and to provide for the appointment of a railroad commissioner, and for other purposes.

Also, House File No. 14, a bill for an act to repeal chapter 68 of the acts of the Fifteenth General Assembly (amendatory of the Code, title 10, chapter 5, of railways), and provide for the establishing of a board of railroad commissioners in lieu thereof.

Also, House File No. 247, a bill for an act providing for the election and appointment of three railroad commissioners, and defining their duties, and regulating the operation of railways; to prevent extortion and unjust discrimination in railway corporations in this State, and to repeal chapter 68 of the acts of the Fifteenth General Assembly, and all acts inconsistent herewith.

Also, House File No. 245, a bill for an act to repeal chapter 68 of the acts of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have adopted the accompanying substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

O. H. MANNING, *Chairman*.

On motion of Mr. Manning, of Carroll, the substitute with accompanying report was made the special order for Tuesday, March 5, at 10 o'clock, A. M., and be continued from day to day until disposed of.

Mr. Manning, from the Committee on Railroads submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 471, a bill for an act to amend section 1292 of the Code, as amended by chapter 18, of the laws of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that as the bill is a duplicate of House File No. 468, accompanying this report, it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 468, a bill for an act to amend section 1292 of the Code, as amended by chapter 18, of the laws of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the bill be amended by striking out the words "officers of the," in the thirty-seventh line of the same, and that as so amended it do pass.

O. H. MANNING, *Chairman*.

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 299, a bill for an act in relation to the new capitol building, and making additional appropriation therefor, beg leave to report that they have had the same under consideration, and have instructed me to report a substitute therefor, and that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 361, a bill for an act to repeal section 814, chapter 1, title 6 of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 313, a bill for an act to repeal section 814, chapter 1, title 6 of the Code, and enact a substitute relating to exemption of United States bonds from taxation, beg leave to report that they have had the same under consideration, and have drafted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 448, a bill for an act appropriating money to pay Dr. Wilbur, for services rendered the State at the Asylum at Glenwood, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

WM. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Carson, from the Committee on Asylum for the Deaf and Dumb, submitted the following report:

MR. SPEAKER—Your Committee on Asylum for Deaf and Dumb, to whom was referred House File No. 263, a bill for an act to rebuild the main building and east wing of the Institute for the Deaf and Dumb, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and a resolution, that in the opinion of your committee, said buildings are needed, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Ways and Means and Appropriations.

CARSON, *Chairman*.

Ordered passed on file.

Mr. Wilson, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred the petition of Andrew Patterson, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Anamosa Penitentiary.

WILSON, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 371, a bill for an act to amend chapter 100, of the

laws of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files Nos. 205 and 346, bills for an act to repeal section 3909, chapter 4, title 24, of the Code, and to enact a substitute therefor, defining and punishing the crime of embezzlement, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 405, a bill for an act to secure the road poll-tax, in work or money, of all persons under forty-five years of age, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that it is unconstitutional.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 46, a bill for an act in relation to the taxation of costs and attorney and collection fees in actions upon written contracts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 382, a bill for an act in relation to the collections of attorneys' fees on notes, bonds, mortgages or other evidences of indebtedness, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 349, a bill for an act to amend section 9, of chapter 100, of the public acts of the Sixteenth General Assembly of the State of Iowa, by striking out sub-division 1, and enacting a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 385, a bill for an act to amend section 3173, of chapter 2, of title 9, of the Code, in relation to appeals to the

supreme court, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 404, a bill for an act to amend section 211, chapter 9, title 3 of the Code, relating to the duties of attorneys and counselors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 386, a bill for an act requiring plaintiffs to give security for costs on suits brought in justices' courts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 369, a bill for an act relating to the regulation of attorneys' fees on written contracts providing for fees when collected by attorneys, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 24, a bill for an act providing for the attendance of witnesses in criminal cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Special Committee, of which Mr. King is chairman.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Chapman, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 474, a bill for an act to amend sections 3808, 3809 and 3810 of the Code, in relation to the compensation of township trustees, clerks and assessors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 176, a bill for an act to limit the charges of physicians practicing medicine in State and county institutions, beg leave to report that they have had the same under consid-

eration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred a bill to substitute House Files Nos. 50, 407, 243 and 83, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. CHAPMAN, *Chairman*.

Ordered passed on file.

Mr. Hotchkiss, from the Special Committee submitted the following report:

MR. SPEAKER—Your Special Committee, to whom was referred the State Capitol Commissioner's report, called for by a special resolution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be not printed, but passed on file.

L. D. HOTCHKISS, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Taylor, from the Committee on Reform Schools, to introduce House File No. 503, making certain appropriations to the trustees and treasurers of the Iowa Reform School.

Read first and second time, and referred to Committee on Claims.

Leave was granted Mr. Tyson to introduce House File No. 504, a bill for an act to authorize and regulate the recovery of taxes.

Read first and second time, and referred to Committee on Ways and Means.

RESOLUTIONS.

Mr. McCartney offered the following joint resolution, which was laid over one day :

WHEREAS, There is a great want of a new safe in the office of the Treasurer of the State of Iowa ; therefore,

Be it resolved by the House of Representatives, the Senate concurring, That the Executive Council of the State of Iowa be and they are hereby authorized and empowered to purchase such a safe as in their opinion will meet the wants of said office, at a price not exceeding twenty-five hundred dollars. And the Auditor of State is hereby authorized and empowered to draw an order on the Treasurer of State for the amount to be paid for said safe as audited by said Executive Council.

Mr. Waterman offered the following resolution, which was adopted :

Be it resolved, That all bills asking for appropriations be referred to this House by the Committee on Ways and Means and Appropriations, on or before Thursday, March 7th, and that they be made the special order for that day at 10 o'clock A. M.

Mr. Seaman offered the following resolution, which was referred to the Committee on Constitutional Amendments, with instructions to report Friday, March 8th.

Joint Resolution, proposing to amend section 1, article 11, of the Constitution of the State of Iowa:

Be it Resolved by the General Assembly of the State of Iowa,
That the following amendments to the Constitution of the State of Iowa be and hereby proposed:

1. Strike out the words "one hundred," in the fourth line of section 1, article 11, and insert the words "three hundred."

2. Strike out the words "three hundred," in the last line of section 1, article 11, and insert the words, "five hundred."

Resolved further, That these resolutions, proposing to amend the Constitution of the State of Iowa, are hereby referred to the legislature to be chosen at the next general election, and that the Secretary of State shall cause the same to be published for three months previous to the time of the next general election of members of the legislature, in two newspapers of general circulation in each congressional district as provided by law.

Mr. Duncan offered the following resolution:

Resolved, That the clerks of all committees of this House, except the Committees on Judiciary and Ways and Means, be discharged on the 5th day of March, and that no such clerk be paid for services from and after that date.

Mr. Seaman moved to amend: "To include clerks of Committees on Ways and Means and Judiciary.

The motion did not prevail.

Mr. Clayton moved to amend: Strike out "February 28," and insert "31st."

On the adoption of the resolution to adjourn, Mr. King demanded the yeas and nays, and

The yeas were:

Messrs. Calvin, Clayton, Gordon, Gray, Hallock, Knoll, Manning of Carroll, Manning of Winneshiek, O'Brien, O'Donnell, Paul, Peake, Seeley, Waterman, Yoran, and Mr. Speaker—14.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Mueller, Nichol, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Young—77.

Absent or not voting:

Messrs. Coomes, Gleason, Hadley, Hamilton, Israel, Lessenger, Maynard, Miles, and Morse—9.

So the motion to amend did not prevail.

Mr. Bloom moved to amend by striking out "February 28th," and inserting "March 5th."

The motion prevailed.

On the adoption of the resolution as amended, Mr. Jamison, demanded the yeas and nays.

The yeas were:

Messrs. Alford, Ashby, Bliedung, Bloom, Brown, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hiatt, Higgins, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Winneshiek, Mueller, Nichol, Perrin, Russell, Scott, Seaman, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Young—56.

The nays were:

Messrs. Allen, Baker, Barrett, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Flick, Heron, Hoag, Holbrook, Knoll, O'Brien, O'Donnell, Paul, Peake, Ratcliff, Rhode, Rickel, Seeley, Seymour, Terry, Ure, Waterman, Wells, and Yoran—29.

Absent or not voting:

Messrs. Coomes, Gleason, Hadley, Hamilton, Israel, Lessenger, Macy, Manning of Carroll, Maynard, Miles, Morse, Parker, Parkinson, Stone, and Mr. Speaker—15.

So the resolution was adopted.

Leave was granted Mr. Updegraff to introduce House File No. 505, a bill for an act to legalize the incorporation of the town of Emmetsburg, Palo Alto county.

Read first and second time.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—79.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Coomes, Crooks, Gleason, Hadley, Hamilton, Hoag, Israel, Kauffman, Lessenger, Manning of Carroll, Maynard, Miles, Morse, Parker, Parkinson, Rhode, Taylor, Tyson, Waterman, and Mr. Speaker—21.

So the bill passed and the title was agreed to.

Leave was granted Mr. Wood to call up House File No. 152, a bill for an act to repeal section 489 and 531, of chapter 10, title 4, of the Code.

Read first and second time.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Gammons, Gardner, Gay, Gordon, Gray, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Mueller, Nichol, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Walker, Warnock, Waterman, Wells, Williams, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—69.

The nays were :

Mr. Fast—1.

Absent or not voting:

Messrs. Allen, Brown, Chapman, Coomes, Flick, Gleason, Hadley, Hallock, Hamilton, Hotchkiss, Israel, King, Lessenger, Mallory, Manning of Carroll, Maynard, Miles, Morse, O'Brien, O'Donnell, Parker, Parkinson, Rhode, Tremain, Tyson, Updegraff, Ure, Whaley, Wilson of Kossuth, and Wilson of Polk—30.

So the bill passed, and the title was agreed to.

Mr. Mueller moved to adjourn.

The motion did not prevail.

On motion of Mr. Muller, House File No. 276, a bill for an act to legalize corporations, etc., with report of committee recommending it do pass, with amendments, was taken up, considered, and the amendments adopted.

Mr. Jamison moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Nichol, Paul, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Warnock, Wells, Whaley, Williams, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Young—72.

The nays were:

Mr. Parker—1.

Absent or not voting:

Messrs. Allen, Coomes, Gleason, Hadley, Hallock, Hamilton, Hoag, Israel, Lessenger, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Peake, Rhode, Seaman, Stone, Updegraff, Ure, Waterman, Wilson of Kossuth, Wright of Warren, and Mr. Speaker—27.

So the bill passed and the title was agreed to.

Mr. Wilson moved a call of the House.

The motion prevailed.

Mr. Walker moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Hallock moved that the House adjourn.

The motion did not prevail.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 41, a bill for an act to amend chapter 39 of the public acts of the Fifteenth General Assembly, in relation to dividing counties into supervisor districts.

Read first and second time, and referred to Committee on County and Township Organization.

Senate File No. 192 a bill for an act to legalize the incorporation of the Chester Dairy Association.

Read first and second time.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Heron, Hiatt, Higgins, Hoag, Jaqua, Johnson, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—82.

The nays were—None.

Absent or not voting:

Messrs. Coomes, Gleason, Hadley, Hamilton, Holbrook, Hotchkiss, Israel, Jamison, Kauffman, Lessenger, Maynard, Miles, Morse, O'Donnell, Updegraff, Ure, Walker, and Mr. Speaker—18.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Polk, the House adjourned.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, February 28, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. A. L. Frisbie.

Pending the reading of the journal of yesterday, on motion of Mr. Doty, the further reading was dispensed with.

Leave of absence was granted Messrs. Hamilton and Bolton for to-day.

PETITIONS.

Mr. Gray presented a petition of one hundred and thirty-three business men of Muscatine, against the repeal of railroad tariff law.

Referred to Committee on Railways.

Mr. Bradley presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Mr. Bradley presented a petition in reference to the removal of county seats.

Referred to Committee on County and Township Organization.

Mr. Coomes presented a petition from citizens of Cass county, against the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Yoran presented a petition against a change in the railroad tariff law.

Referred to Committee on Railways.

Leave of absence was granted Mr. Wells until Tuesday.

Mr. Ratcliff presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Morse presented a petition for the modification of the liquor law.

Referred to Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Wright, from the Committee on Retrenchment, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment, to whom was referred House File No. 400, a bill for an act to amend sections 3832 and 3833 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

GEO. WRIGHT, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 470, a bill for an act to repeal sub-division 1

of section 3793 of the Code, in relation to compensation of county treasurers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 308, a bill for an act requiring that officers of cities and towns shall receive a fixed compensation, and that all fees now allowed such officers shall be paid into the treasury of such city or town, beg leave to report that they have had the same under consideration, and have prepared a substitute for the same, and have instructed me to report the same back to the House with the recommendation that the substituted bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 437, a bill for an act to amend section 421, chapter 10, title 4, of the Code, beg leave to report that they have had the same under consideration, and have agreed upon a substitute, and have instructed me to report the same back to the House with the recommendation that the substituted bill do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 449, a bill for an act to amend section 1112, chapter 3, title 9, of the Code, in relation to agricultural societies, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the accompanying substitute, with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 202, a bill for an act to regulate the driving of herds of cattle of one hundred head or more, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 452, a bill for an act to amend section 3, chapter 70, of the laws of the Fifteenth General Assembly, so as to enable townships to vote on the question of restraining stock from running at large, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

E. B. HOAG, *Chairman*.

Ordered passed on file.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 47, a bill for an act in relation to liens on real estate.
Read first and second time, and referred to Judiciary Committee.

Substitute for Senate File No. 106, and substitute for House File No. 25, a bill for an act in relation to special terms of court, etc.

Read first and second time, and referred to Judiciary Committee.

BILLS ON SECOND READING.

Mr. Crooks moved to reconsider the vote by which House File No. 21, a bill for an act to abolish Circuit Courts, etc., was lost.

Mr. Wilson, of Polk, moved to lay the motion on the table, and demanded the yeas and nays.

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bowdish, Brown, Calvin, Chapman, Curtiss, Deweese, Doty, Duncan, Fast, Gay, Gordon, Hadley, Hallock, Heron, Hiatt, Holbrook, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, Mallory, Nichol, Parkinson, Peake, Perrin, Ratcliff, Rhode, Seymour, Taylor, Tremain, Updegraff, Ure, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, and Mr. Speaker—46.

The nays were:

Messrs. Ashby, Baker, Bloom, Bradley, Carson, Clayton, Coomes, Crooks, Elliott, Flick, Gammons, Gardner, Gray, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, King, McCartney, Macy, Morse, Mueller, O'Brien, O'Donnell, Parker, Paul, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Terry, Tiffin, Tyson, Walker, Warnock, Williams, Wright of Warren, Wright of Wayne, and Young—44.

Absent or not voting:

Messrs. Bolton, Gleason, Hamilton, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, and Wells—10.

So the motion to lay on the table prevailed.

On the motion to reconsider,

The yeas were :

Messrs. Allen, Ashby, Bloom, Bradley, Clayton, Crooks, Doty, Elliott, Flick, Gammons, Gardner, Gray, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Kauffman, King, Macy, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tyson, Walker, Warnock, Williams, Wright of Warren, Wright of Wayne, and Young—44.

The nays were :

Messrs. Alford, Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Carson, Chapman, Coomes, Deweese, Duncan, Fast, Gay, Gordon, Hadley, Hallock, Heron, Hiatt, Holbrook, Johnson, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Mallory, Nichol, Peake, Perrin, Ratcliff, Rhode, Taylor, Tiffin, Tremain, Updegraff, Ure, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, and Mr. Speaker—44.

Absent or not voting :

Messrs. Bolton, Curtiss, Gleason, Hamilton, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Waterman, and Wells—12.

So the motion to reconsider did not prevail.

BILLS ON SECOND READING.

House File No. 163, a bill for an act to prevent the spreading of contagious diseases in public schools, &c., with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Curtiss, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Johnson, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Nichol, O'Brien, Parker, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seymour, Sherrard, Stephenson, Taylor, Tyson, Waterman, Whaley, Wood, Wright of Wayne, Young, and Mr. Speaker—55.

The nays were:

Messrs. Barrett, Crooks, Deweese, Doty, Gray, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, Lyon, Mallory, Morse, O'Donnell, Parkinson, Paul, Rhode, Russell, Stone, Terry, Tiffin, Walker, Warnock, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Yoran—28.

Absent or not voting:

Messrs. Baker, Bolton, Calvin, Gleason, Hamilton, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Mueller, Seeley, Tremain, Updegraff, Ure, and Wells—17.

So the bill passed and the title was agreed to.

House File No. 272, a bill for an act to repeal chapter 56, title 25, of the Code, with report of majority that it do pass, and with report of minority of committee recommending it do not pass, was taken up.

Mr. Stone moved that chapter 56 of the Code be amended by adding to section 4722 the following: "No prosecution under this chapter shall be instituted unless ordered by the board of supervisors."

Mr. King moved an amendment to the amendment, by inserting after the word "by," the words, "a majority of the members."

Leave was granted Messrs. Stone and King to withdraw their amendments, and Mr. Stone offered a substitute, as follows:

Provided that no prosecution under this chapter shall be instituted except by order of the Chairman of the Board of Supervisors, or the District Judge or District Attorneys.

Mr. Wilson, of Polk, moved a call of the House.

The motion prevailed.

Mr. Manning, of Winneshiek, was excused.

Mr. Hiatt moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Wright, of Warren, moved that the whole subject be laid on the table.

The motion prevailed.

House File No. 45, a bill for an act to provide for the investigation of the disease of swine, with report of committee recommending that it do not pass, was taken up and considered.

Mr. Hiatt moved to strike out the enacting clause.

The motion prevailed, and the bill was lost.

House File No. 258, a bill for an act to amend chapter 112, laws of the Sixteenth General Assembly, with report of committee recommending that it do not pass, was taken up, and the report of the committee was concurred in and the bill was lost.

House File No. 105, a bill for an act to amend section 3793 of the Code, with report of committee recommending that it do not pass, was taken up, considered, and the report of the committee was concurred in.

On motion of Mr. Rhode, House File No. 451, a bill for an act to legalize certain tax sales in Fremont county, with report of committee recommending that it do pass, was taken up and considered.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they did yesterday present to the Governor for his approval the following bills, to-wit:

Senate File No. 18, a bill for an act in relation to the lands granted to the State of Iowa by act of Congress, entitled "An act for a grant of lands to the State of Iowa, in alternate sections, to aid in the construction of a railroad in said State," approved May 12, 1864. And to grant to and impose upon the Chicago, Milwaukee & St. Paul Railway Company the powers and liabilities mentioned in chapter four (4), title 10, of the Code.

House File No. 170, a bill for an act to legalize independent district Number Seven, of Dayton township, in Chickasaw county, Iowa.

House File No. 259, a bill for an act to amend the charters of all municipal corporations existing and acting under special charters, not now having the powers herein granted, and conferring additional powers upon such cities.

House File No. 85, a bill for an act to repeal section 3751 of the Code, relating to depositions, and to enact a substitute therefor.

Senate File No. 37, a bill for an act to repeal sections 1060 and 1064 of the Code, relating to corporations for pecuniary profit, and to enact substitutes in lieu thereof.

Senate File No. 14, a bill for an act to legalize and establish certain courts organized under chapter 143, of the laws of the Sixteenth General Assembly.

Joint Resolution in relation to the amount due from the United States to the State of Iowa, on account of expenditures incurred growing out of the late war.

Also, have examined the following bills:

House File No. 476, a bill for an act to legalize the organization of the independent school district of Delta, Keokuk county, Iowa;

House File No. 495, a bill for an act to amend section 9, of chapter 71, of the laws of the Fifth General Assembly, in relation to the election of officers of the city of Knoxville;

Senate File No. 192, a bill for an act to legalize the incorporation of the Chester Dairy Association, in Poweshiek county;

And find the same correctly enrolled;

ELWOOD MACY, *Chairman*.

Leave was granted Mr. Wilson, of Polk, to submit a report from the Committee on Claims.

MR. SPEAKER—Your Committee on Claims, to whom was referred the claim of James Admire, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House, together with a bill, House File No. 506, a bill for an act for the relief of James Admire, which they recommend shall pass.

Read first and second time, and passed or file.

WILSON, *Chairman*.

The question recurring on the adoption of House File No. 451, Mr. Allen moved to strike out section 2.

The motion prevailed.

Mr. Brown moved the previous question, which was ordered.

On the question, shall the main question be now put? it was decided in the affirmative.

The bill was ordered engrossed for a third reading.

Mr. Rhode moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Hadley, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Kopp, Lyman, Lyon, McAllister, Mallory, Morse, Nichol, O'Donnell, Paul, Peake, Ratcliff, Rhode, Scott, Seymour, Stone, Taylor, Tiffin, Tyson, Warnock, Waterman, Wood, Yoran, and Mr. Speaker—53.

The nays were:

Messrs. Curtiss, Duncan, Gray, Hallock, Hiatt, Hoag, Johnson, Knoll, McCartney, Mueller, O'Brien, Parker, Parkinson, Perrin, Rickel, Russell, Seaman, Seeley, Sherrard, Stephenson, Terry, Tremain, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, and Young—31.

Absent or not voting:

Messrs. Bloom, Bolton, Bradley, Gay, Gleason, Hamilton, Heron, Israel, Lessenger, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Wells, and Wright of Warren—16.

So the bill passed and the title was agreed to.

Leave of absence was granted Messrs. Stephenson, Rhode, Gardner, and Gordon, until Tuesday.

MINORITY REPORT.

Leave was granted Mr. Rickel to submit the following minority report from the Judiciary Committee:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files Nos. 96, 117 and 194, beg leave to report that they have had the same under consideration, and the minority of said committee report the same back to the House with the recommendation that the following be adopted as a substitute therefor, to-wit: "An act to repeal section 3818 of the Code, and to regulate the payment of witness' fees, and the issuance of subpoenas in criminal cases," do pass.

H. RICKEL,
J. M. PARKER,
W. M. STONE,

Minority of Judiciary Committee.

Ordered passed on file.

House File No. 17, a bill for an act relating to contracts with certain public officers, with report of committee recommending it do pass, was taken up and considered.

Mr. Deweese moved to amend by inserting after the word "interested," in the third line, the following: "Or in the sale of any material to the city for any kind of construction or improvement."

The motion prevailed.

The bill was ordered engrossed for a third reading.

Mr. Hadley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Morse, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tremain, Tyson, Updegraff, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—69.

The nays were:

Messrs. Crooks, Duncan, Holbrook, Hotchkiss, Rickel, Russell, Seaman, Tiffin, Wilson of Polk, and Wright of Wayne—9.

Absent or not voting:

Messrs. Bradley, Bloom, Bolton, Gay, Gleason, Gray, Hamilton, Israel, Kauffman, Lessenger, Manning of Carroll, Manning of Winnesbick, Maynard, Miles, Mueller, Parkinson, Terry, Ure, Waterman, Wells, Wright of Warren, and Young—22.

So the bill passed and the title was agreed to.

On motion of Mr. Perrin, House File No. 298, a bill for an act to amend section 3675, title 22, chapter 1 of the Code, was referred to the Judiciary Committee.

On motion of Mr. Mallory, House File No. 437, a bill for an act to

amend section 421, chapter 10, title 4, of the Code, of 1873, with report of committee recommending that the substitute do pass, was taken up.

At 12 o'clock, M., the Speaker adjourned the House until 9:30, A. M., to-morrow, March 1st, 1878.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 1, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. W. J. Gill.

Pending the reading of the journal of yesterday, on motion of Mr. Allen, the further reading was dispensed with.

UNFINISHED BUSINESS.

House File No. 437 was taken up and the House refused to engross, and the bill was lost.

PETITIONS.

Mr. Williams presented a petition asking that a herd law may be enacted.

Referred to Committee on Agriculture.

Mr. Lyon presented a petition from citizens of Floyd county against the repeal of the railroad tariff law, etc.

Referred to Committee on Railroads.

Mr. Updegraff presented a petition from citizens of Clayton county asking for a law giving a lien for the value of partition fences, when built by order of township trustees.

Referred to Committee on Agriculture.

Mr. Walker presented a petition of forty-one citizens of Worth county asking that the railroad tariff law be not repealed.

Referred to Committee on Railroads.

Mr. Higgins presented a petition remonstrating against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 233, a bill for an act to provide for the expenses of the committees appointed to visit the State institutions.

Senate File No. 234, a bill for an act appropriating money to defray the expenses incurred by reason of threatened riots during the summer of 1877.

A. T. McCARGAR, *First Asst. Secretary.*

REPORTS OF COMMITTEES.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 345, a bill for an act to define the rights of creditors under chattel mortgages, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 341, a bill for an act to define the rights of creditors in attachments and other cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 340, a bill for an act to repeal section 2117 of the Code, and providing a substitute therefor, in relation to assessments for benefit of creditors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 260, a bill for an act to confer certain powers upon any Home for the Friendless, incorporated under the laws of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "conclusive," and inserting in lieu thereof the words "presumptive evidence," and when so amended that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 6, a bill for an act to repeal sections 231, 2761 and 2771 of the Code, and to enact substitutes therefor, limiting the number of jurors in the circuit court, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 395, a bill for an act authorizing the copying of the indexes and records of counties, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have

instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 326, a bill for an act to abolish circuit courts and establish county courts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that the House has refused to pass a similar bill.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 76, a bill for an act to amend sections 4268, 4272, 4273, 4274, 4275, 4276, 4277, 4278, 4279, 4280, 4281, 4282, 4287, 4293, 4337, and 4338, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 104, a bill for an act to repeal section 3829 of the Code, in relation to the fees of attorneys appointed to defend criminals, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House Files Nos. 404, 419, and 317 bills for an act to amend section 435, chapter 10, title 4, of the Code, beg leave to report that they have had the same under consideration, and have agreed upon a substitute for said three bills, and have instructed me to report the same back to the House with the recommendation that the substituted bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 420, a bill for an act to amend section 435, chapter 10, title 4, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 154, a bill for an act to repeal section 520 of the Code, and to enact a substitute therefor, beg leave to report that they

have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 103, a bill for an act to amend chapter 10, title 4, of the Code, relating to incorporated towns, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 63, a bill for an act to amend section 240, chapter 10, title 4, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 51, a bill for an act fixing the time when licenses granted by either cities or incorporated towns shall expire, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

PARKER, *Chairman.*

Ordered passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 200, a bill for an act to amend section 1114, chapter 3, title 9, of the Code, and to extend the provisions thereof to the State Agricultural Society, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

E. B. HOAG, *Chairman.*

Ordered passed on file.

Leave of absence was granted Messrs. Bradley, Ashby, and Updegraff.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 462, a bill for an act to amend section 589 of the Code of Iowa, of 1873, relating to the election of county officers, and their terms, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. WOOD, *Chairman.*

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 498, a bill for an act to authorize certain boards of school directors to remove their secretaries, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 469, a bill for an act to amend chapter 64, of the laws of the Sixteenth General Assembly, in relation to children attending school in adjoining districts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do not pass, for the reason that the committee has reported a bill on the same subject.

Ordered passed on file.

Also the following:

MR. SPEAKER.—Your Committee on Schools, to whom was referred House File No. 442, a bill for an act to amend chapter 155 of the acts of the Sixteenth General Assembly, by adding another section thereto, providing for district townships to organize themselves into independent districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 440, a bill for an act to repeal chapter 63, of the private, local, and temporary laws of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to Committee on Judiciary.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

Mr. Kauffman, from the Committee on Asylum for the Insane, submitted the following report:

MR. SPEAKER—Your Committee on Asylum for the Insane, to whom was referred House File No. 487, a bill for an act to amend section 1419, chapter 2, title 21, of the Code, so as to provide for the removal of incurable, and harmless patients, having no legal settlement, from the Hospital, and to provide for their support, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

KAUFFMAN, *Chairman.*

Ordered passed on file.

Leave of absence was granted Messrs. Jaqua, Doty, Hoag, Peake, Mallory, and Gay.

Mr. Deweese, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution proposing to amend article eleven, of the Constitution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution to strike the words "free white" from the Constitution, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be adopted.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution to amend section 3, article 3 of the Constitution, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be not adopted.

DEWEESE, *Chairman.*

Ordered passed on file.

Mr. Hoag moved to postpone special order on railroad bill until Thursday, March 7, at 10 o'clock, A. M.

The motion did not prevail.

Leave of absence was granted Messrs. Scott, Jamison, and Warnock.

The hour having arrived, on motion of Mr. Deweese, the special order was taken up.

Mr. Deweese moved to call up Joint Resolution to amend sections 9, 10, 11, and 13 of the Constitution of the United States.

On motion of Mr. Updegraff, a vote was taken on the first proposition, namely: Strike from section 9, article 1 of said Constitution, the words "*inferior courts.*"

The motion was adopted.

The following amendment to the Constitution of Iowa is proposed:

Be it resolved by the General Assembly of the State of Iowa, That the following amendments to the Constitution of the State of Iowa be and are hereby proposed:

1. Strike from section 9, of article 1 of said Constitution, the words "*in inferior courts.*"

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons Gardner, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherard, Stone, Taylor, Terry, Tiffin, Tremain, Ure, Walker, Warnock, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—78.

The nays were:

Messrs. Updegraff, Waterman, and Mr. Speaker—3.

Absent or not voting:

Messrs. Bradley, Brown, Gay, Gleason, Gordon, Hamilton, Israel, Jaqua, Johnson, Lessenger, Manning of Carroll, Maynard, Miles, Rhode, Stephenson, Tyson, Wells, and Whaley—19.

So the joint resolution to amend section 9 was adopted.

Second proposition was taken up. Mr. Stone moved to strike out in second line all after the word "Constitution," and all in fifth, sixth and seventh lines.

The motion prevailed.

The question recurring on the proposition as amended,

The following amendment to the Constitution of Iowa is proposed :
Strike out all of section eleven of article one of said constitution.

The yeas were:

Messrs. Ashby, Barrett, Bliedung, Bloom, Brown, Carson, Clayton, Coomes, Crooks, Deweese, Duncan, Elliott, Flick, Gammons, Gray, Hadley, Hallock, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyman, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Tiffin, Terry, Tremain, Ure, Walker, Warnock, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—66.

The nays were:

Messrs. Alford, Allen, Baker, Bolton, Bowdish, Calvin, Chapman, Curtiss, Doty, Fast, Hiatt, Higgins, Kauffman, Lyon, McAllister, Mueller, Updegraff, and Waterman—18.

Absent or not voting:

Messrs. Bradley, Gardner, Gay, Gleason, Gordon, Israel, Lessenger, Manning of Carroll, Maynard, Miles, O'Donnell, Rhode, Stephenson, Tyson, Wells, and Whaley—16.

So the proposition was agreed to.

A vote being taken on the third proposition :

The following amendment is proposed to the Constitution of Iowa:

Strike out section 13, of article 5, of the Constitution of Iowa, and insert the following words:

SEC. 13. The general assembly shall provide for the election of a prosecuting attorney for each of the several judicial districts in the State, or for any county or counties thereof.

The yeas were:

Messrs. Allen, Ashby, Barrett, Bliedung, Bloom, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gray, Hadley, Hallock, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Jaqua, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—75.

The nays were:

Messrs. Bolton, Bowdish, Chapman, Hamilton, Hiatt, Jamison, and Taylor—7.

Absent or not voting:

Messrs. Alford, Baker, Bradley, Gardner, Gay, Gleason, Gordon, Israel, Johnson, Lessenger, Manning of Carroll, Maynard, Miles, Rhode, Stephenson, Tyson, Wells, and Whaley—18.

So the proposition was agreed to.

A vote having been taken on the fourth proposition:

The following amendment is proposed to the Constitution of Iowa:

SEC. 4. Strike out of section 10 of article 5 of the Constitution of Iowa the following words:

But such increase or diminution shall not be more than one district, or one judge of either court, at any one session. Such reorganization of the districts, or any change of the boundaries thereof, or any increase or diminution of the number of judges, shall take place every four years thereafter, if necessary, and at no other time.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtis, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Bradley, Gardner, Gay, Gleason, Gordon, Israel, Johnson, Lessenger, Manning of Carroll, Maynard, Miles, Mueller, Rhode, Stephenson, Tyson, Wells, and Whaley—17.

So the proposition was agreed to.

Leave of absence was granted Mr. Johnson.

A call of the House was demanded.

On motion of Mr. Kauffman, further proceedings under the call were dispensed with.

Leave was granted Mr. Kauffman to introduce House File No. 507, a bill for an act to repeal sections 1435, 1436, 1437, 1438, 1439, 1440 and 1441, of chapter 3, title 11, of the Code.

Read first and second time, and referred to Committee on Hospital for the Insane.

Leave was granted Mr. Russell to introduce House File No. 508, a bill for an act to amend section 3784, chapter 2, title 23, of the Code.

Read first and second time, and referred to Committee on Retrenchment.

A vote being taken on fifth proposition:

SEC. 5. Strike out the word "indictment," wherever it occurs in the constitution.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winnebiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Tavior, Terry, Tiffin, Updegraff, Ure, Walker, Warnock, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Bowdish, Bradley, Gardner, Gay, Gleason, Gordon, Israel, Johnson, Lessenger, Manning of Carroll, Maynard, Miles, Rhcde, Stephenson, Tremain, Tyson, Wells, and Whaley—18.

So the amendment was adopted.

Resolved, further, That these resolutions proposing to amend the constitution of the State of Iowa are hereby referred to the legislature to be chosen at the next general election, and that the Secretary of State shall cause the same to be published for three months previous to the time of the next general election of members of the legislature, in two newspapers of general circulation in each congressional district, as provided by law.

The resolution to amend sections 9, 10, 11 and 13 of the constitution was adopted.

Leave of absence was granted Messrs. Wright and Lyman.

Proposition to amend section 9, article 1, of the constitution, was taken up.

Mr. Brown moved that the further consideration of this proposition be postponed till 2 o'clock this afternoon.

The motion did not prevail.

Mr. Brown moved to amend by inserting the words, "in civil cases," after the word "jurymen."

The motion prevailed, and the amendment was adopted.

The question recurring on the adoption of the resolution as amended:

Joint Resolution proposing to amend section 9 of article 1 of the Constitution of the State of Iowa:

SECTION 1. *Be it resolved by the General Assembly of the State of Iowa,* That the following amendment to the Constitution of this State is hereby proposed:

Strike from section 9 of article 1 of said constitution, the words, "in inferior courts," and insert instead thereof, these words, "and may also authorize verdicts to be rendered by less than the whole number of jurymen," in civil cases.

Resolved, further, That these resolutions proposing to amend the Constitution of the State of Iowa, are hereby referred to the Legislature to be chosen at the next general election, and that the Secretary of State shall cause the same to be published for three months previous to the time of the next general election of members of the Legislature in

two newspapers of general circulation in each congressional district, as provided by law.

The yeas were:

Messrs. Allen, Ashby, Barrett, Bliedung, Bloom, Brown, Chapman, Coomes, Doty, Duncan, Fast, Flick, Gammons, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jaqua, Kauffman, King, Lyman, Lyon, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Taylor, Tiffir, Tremain, Ure, Warnock, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran and Young—57.

The nays were:

Messrs. Alford, Baker, Bolton, Bowdish, Calvin, Carson, Crooks, Deweese, Elliott, Gray, Hamilton, Knoll, Kopp, McAllister, Nichol, O'Brien, Seymour, Stone, Updegraff, Walker, Waterman, Williams, and Wilson of Kosuth—23.

Absent or not voting:

Messrs. Bradley, Clayton, Curtiss, Gardner, Gay, Gleason, Gordon, Israel, Jamison, Johnson, Lessenger, Manning of Carroll, Maynard, Miles, Rhode, Stephenson, Terry, Tyson, Wells, and Mr. Speaker—20.

So the proposition was agreed to.

Mr. O'Donnell moved that when the House adjourned, it be until 9:30 o'clock, to-morrow morning.

The motion prevailed.

Leave of absence was granted Messrs. Stone, Lyon, Manning, Bowdish, and Chapman.

At 12, m., the Speaker, *pro tem.*, adjourned the House until 9:30 o'clock to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 2, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by the Rev. D. H. Kooker.

Pending the reading of the journal of yesterday, on motion of Mr. Whaley, the further reading was dispensed with.

UNFINISHED BUSINESS.

Joint Resolution to amend section 4, article 3, of the Constitution, was taken up.

Mr. Alford moved that further consideration of the resolutions be postponed until Friday, March 8.

The motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 182, a bill for an act to repeal section 3849 of the Code of Iowa, of 1873, and to enact a substitute therefor, and to restore capital punishment, and repealing all acts inconsistent herewith.

Also that the Senate has passed, without amendment:

House File No. 505, a bill for an act to legalize the incorporation of the town of Emmetsburg, in Palo Alto county, Iowa, the election of its officers, and the acts done and ordinances passed by the Council of said town.

J. A. T. HULL, *Secretary*.

PETITIONS.

Mr. Wilson presented a bill from Mills & Co. for printing.

Referred to Committee on Claims.

Mr. Wood presented a petition from five hundred citizens of Brooklyn, asking for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Tyson, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred House File No. 279, a bill for an act to regulate mines and mining, and to repeal an act therein named, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by the adoption of the accompanying substitute, and that as so amended the bill do pass.

TYSON, *Chairman*.

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 314, a bill for an act to provide for the sub-division of independent districts, beg leave to report that they have had the same under consideration, have prepared the following substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Wilson, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 503, a bill for an act making certain appropriations to the trustees and treasurer of the Iowa Reform School for service ren-

dered, and also a memorial from Thos. L. Corkhill on a similar subject, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the substitute herewith submitted be adopted and do pass.

C. S. WILSON, *Chairman*.

Ordered passed on file.

Mr. Wilson of Polk, from the Committee on Claims, introduced House File No. 509, a bill for an act for the relief of Thos. E. Corkhill, W. L. Vestal, and E. Andrews; and conferring upon the board of trustees of the Iowa Reform School, authority to fix the compensation of their treasurer.

Read first and second time, and passed on file.

Mr. Stone, from the Committee on Ways and Means submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 90, a bill for an act to tax telegraph lines, beg leave to report that they have had the same under consideration, and report a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 510, a bill for an act, to legalize the incorporation and ordinances of the town of Solon, Johnson county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

INTRODUCTION OF BILLS.

Mr. Parker, from the Committee on Cities and Towns, introduced House File No. 510, a bill for an act to legalize the incorporation and ordinances of the town of Solon, Johnson county, Iowa.

Read first and second time, and passed on file.

Mr. Wright, from the Committee on Mines and Mining, introduced House File No. 512, a bill for an act for the relief of certain Germans, &c.

Read first and second time, and referred to Committee on Retrenchment and Reform.

Mr. Deweese, by order of the Committee on Retrenchment, introduced House File No. 512½, a bill for an act entitled an act to repeal sections 3759, 3760, 3761, and 3762 of the Code of 1873, relating to compensation of State officers.

Read first and second time, and referred to Committee on Ways and Means.

REPORTS OF COMMITTEES.

Mr. Deweese, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 454, a bill for an act to define negotiable instruments, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 443, a bill for an act to amend section 1503 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 439, a bill for an act to amend the law relating to exemptions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 456, a bill for an act to repeal chapter 79 of the laws of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 457, a bill for an act to amend section 2736 of title 17 of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 430, a bill for an act to amend section 3164, in relation to appeal from the superintendent of public instruction to the supreme court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "instruction," in the 8th line of section 1, the words "involving any question of law, or the construction of any statute;" and that the words "*de novo*," in the 22d line of section 2 be stricken out, and that the following words be added to the end of section 2: "And only so much of the record and proceedings shall be certified as may be necessary to

advise the supreme court of the question of law involved," and when so amended the bill do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 226, a bill for an act to amend section 2951 of the Code, in relation to the fraudulent disposition of property bought on credit, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

DEWEESE, *for Committee.*

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 15, a bill for an act to repeal sections 3889 and 3890, chapter 3, title 24, of the Code, in relation to setting out fires, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "sections," in the title, and inserting in lieu thereof the word "section," and that the words "and 3890," be stricken out ; and that section 1 be amended by striking out the words "and 3890 ;" and that section 3890 of the bill be stricken out ; and that when so amended that the bill do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Mr. Deweese, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 429, a bill for an act to legalize the acts of the board of supervisors and auditors of Sioux county, in laying out roads on the section lines in said county, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 461, a bill for an act to facilitate the search of public records, beg leave to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 184, a bill for an act to prevent trustees and other officers of State institutions from furnishing supplies to or being interested in contracts with such institutions, and to punish the violation of the same, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 89, a bill for an act prohibiting justices of the peace and attorneys from occupying the same room, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

DEWEESE, *for Committee.*

Ordered passed on file.

STATE OF IOWA,
OFFICE OF THE AUDITOR OF STATE, }
DES MOINES, February 25, 1878.

HON. JOHN Y. STONE, *Speaker of House of Representatives:*

SIR—In compliance with the resolution of your honorable body, I have the honor to submit the following statement of the expenditures from the State Treasury, for expenses of the trustees and directors of certain State institutions, for the two years ending January 1, 1878.

The expenses of the trustees of the College for the Blind, and the Institution for the Deaf and Dumb, being paid out of the support fund of these institutions, the same does not appear on the books of my office.

All of which is respectfully submitted.

BUREN R. SHERMAN, *Auditor of State.*

STATEMENT

Of the Amounts paid out of the State Treasury as Mileage and Per Diem of the Trustees and Directors of the Institutions hereinafter named, during the period from January 1, 1876, to January 1, 1878:

NAME OF INSTITUTION.	AMOUNT.
Agricultural College and Farm—Board of Trustees.....	\$2,081.90
Asylum for Feeble-Minded Children—Board of Trustees.....	809.60
Hospital for Insane, (at Independence)—Board of Trustees.....	1,606.30
Hospital for Insane, (at Mt. Pleasant)—Board of Trustees.....	1,686.84
Iowa Soldiers' Orphans' Home—Board of Trustees.....	864 20
Penitentiaries—Visitor appointed by Governor to examine books, etc.	108.55
State Reform School—Board of Trustees.....	3,007.65
State University—Board of Regents.....	2,130.00
State Normal Schools—Directors' expenses.....	550.26

A communication was received from O. H. Scott, in reference to property in Van Buren county for the location of Girls' Reform School.

Mr. Stone moved that a committee of three be appointed to consider the same, and report to the House.

The motion prevailed.

The Speaker appointed for said committee Messrs. Stone, Carson, and Fast.

Senate File No. 234 was taken up, read first and second time, and referred to Committee on Ways and Means.

Senate File No. 182 was taken up, read first and second time, and, on motion of Mr. Carson, was referred to Judiciary Committee.

Leave of absence was granted Mr. Wood.

BILLS ON SECOND READING.

House File No. 324 was taken up and the recommendation of the committee that it do not pass concurred in. The House refused to engross and the bill was lost.

House File No. 55 was taken up.

The committee recommended that the bill do pass.

Mr. Walker moved to amend by inserting the words "to each barbed wire," after the word "*rod*," in the fourteenth line.

The amendment was adopted.

The bill as amended was ordered engrossed for a third reading.

Mr. Hiatt moved a suspension of the rule.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Fast, Gammons, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hotchkiss, Kauffman, King, Knoll, Kopp, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Ratcliff, Rickel, Russell, Seaman, Seeley, Seymour, Stone, Taylor, Tiffin, Tremain, Ure, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—60.

The nays were:

Messrs. Morse, Mueller, Perrin, Sherrard, Terry, Walker, Williams, and Wilson of Kossuth—8.

Absent or not voting:

Messrs. Ashby, Bowdish, Bradley, Chapman, Doty, Elliott, Flick, Gardner, Gay, Gleason, Gordon, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Lessenger, Lyman, Lyon, Manning of Winneshiek, Maynard, Miles, Peake, Rhode, Scott, Stephenson, Tyson, Updegraff, Warnock, Wells, and Wood—32.

So the bill passed and the title was agreed to.

RESOLUTION.

Mr. Duncan offered the following resolution, which was adopted:

Resolved, That no bill be taken up out of its regular order unless by unanimous consent of the House.

Leave of absence was granted Messrs. Fast, Parker, and Flick.

House File No. 267 was taken up, and the recommendation of the committee, that the bill do pass, concurred in.

The bill was ordered engrossed for a third reading.

House File No. 266 was taken up with recommendation of the committee that the bill do pass.

The bill was ordered engrossed for a third reading.

House File No. 282 was taken up, the recommendation of the committee to amend, by striking out the publication clause, was adopted.

The bill was ordered engrossed for a third reading.

Substitute for House File No. 290 was taken up, with recommendation of committee, that the bill do pass.

The bill was ordered engrossed for a third reading.

House File No. 257 was taken up with the recommendation of the committee, that the bill do pass as amended.

Mr. Wright of Warren, moved to amend by inserting after the word "board" in fifth line, the words "if votes of said district."

The amendment was adopted.

The bill was ordered engrossed for a third reading.

Substitute for House File No. 307 was taken up, and the recommendation of the committee that it do pass, concurred in.

The bill was ordered engrossed for a third reading.

House File No. 337 was taken up, the recommendation that it do pass with amendments, concurred in.

Mr. Rickel moved that the bill be recommitted to the Committee on Judiciary.

The motion prevailed.

Mr. Tremain moved the reconsideration of the vote by which House File No. 55 was passed.

The motion prevailed.

The question being, shall the bill pass?

Mr. Russell moved a reconsideration of the vote by which the bill was ordered engrossed for third reading.

The motion prevailed.

Mr. McCartney moved to reconsider the vote by which the rules were suspended, and the bill passed the House.

The motion prevailed.

Mr. Russell moved to amend by inserting the word "jointly."

Mr. Bolton moved that the bill be recommitted to the Committee on Agriculture.

The motion prevailed.

Mr. Hotchkiss moved that when the House adjourn, it be until two o'clock this afternoon.

Mr. Bolton moved to amend by inserting Tuesday morning, at 9:30 o'clock.

The amendment did not prevail.

The motion did not prevail.

Senate File No. 70 was taken up. Recommendation of committee, that the bill do pass, concurred in.

The bill was ordered engrossed for a third reading.

House File No. 315 was taken up. The recommendation, that it do not pass, concurred in.

The House refused to engross, and the bill was lost.

Leave was granted Mr. McAllister to submit a report from the Visiting Committee on the Asylum for the Insane at Independence, and asked that the same be printed.

House File No. 321 was taken up. The recommendation of the committee, that the bill be indefinitely postponed, concurred in.

House File No. 325 was taken up. Recommendation of committee, that it do pass, concurred in.

The bill was ordered engrossed for a third reading.

House File No. 322 was taken up, with the recommendation of committee, that the bill do pass.

Mr. Wilson, of Polk, moved that the bill be made a special order for Monday, March 4, 2 o'clock, P. M.

The motion prevailed.

The Committee on Ways and Means introduced House File No. 511, a bill for an act to amend section 797 of the Code, and to define what property shall be exempt from taxation.

Read first and second time, and passed on file.

REPORT OF COMMITTEE.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred a petition from citizens of Benton county, asking for the repeal of section 797 of the Code, etc., beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with a bill embodying the prayer of said petition.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 233, a bill for an act to amend section 1996 of the Code, limiting and defining the extent to which property claimed as homestead property shall be exempt from execution, beg leave to report that they have had the same under consideration, and report a substitute therefor back to the House with the recommendation that the substitute do pass.

WM. M. STONE, *Chairman*.

Ordered passed on file.

On motion of Mr. Bloom, House File No. 510, a bill for an act to legalize the incorporation and ordinances of the town of Solon, etc., with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Bloom moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Aller, Baker, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Fast, Gammons, Gray, Hadley, Hallock, Hamilton, Higgins, Hotchkiss, Kauffman, King, Knoll, Kopp, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Rickel, Russell, Seaman, Seymour, Sherrard, Taylor, Terry, Tiffin, Tremain, Ure, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Yoran, Young, and Mr. Speaker—58.

The nays were—None.

Absent or not voting:

Messrs. Ashby, Bowdish, Bradley, Chapman, Doty, Duncan, Elliott, Flick, Gardner, Gay, Gleason, Gordon, Heron, Hiatt, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Lessenger, Lyman, Lyon, Mallory, Manning of Winneshiek, Maynard, Miles, Parker, Paul, Peake, Rhode, Scott, Seeley, Stephenson, Stone, Tyson, Walker, Warnock, Wells, Wood, Wright of Warren, and Updegraff—42.

So the bill passed and the title was agreed to.
Leave of absence was granted Mr. Macy.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills respectfully report that they did, yesterday, present to the Governor for his approval:

Senate File No. 192, a bill for an act to legalize the incorporation of the Chester Dairy Association.

House File No. 476, a bill for an act to legalize the organization of the Independent School District of Delta, Keokuk county, Iowa.

House File No. 495, a bill for an act to amend section 9, of chapter 71, of the laws of the Fifth General Assembly, in relation to the election of officers in the city of Knoxville.

ELWOOD MACY, *Chairman.*

Senate File No. 128, a bill for an act authorizing Sioux county to correct index, &c., with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Bolton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, East, Gammons, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hotchkiss, Kauffman, King, Knoll, Kopp, McAllister, McCartney, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Perrin, Ratcliff, Rickel, Russell, Seaman, Seymour, Sherrard, Taylor, Terry, Tiffin, Tremain, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Yoran, Young, and Mr. Speaker—59.

The nays were—None.

Absent or not voting:

Messrs. Ashby, Bowdish, Bradley, Chapman, Doty, Elliott, Flick, Gardner, Gay, Gleason, Gordon, Hiatt, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Lessenger, Lyman, Lyon, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Parker, Parkinson, Paul, Peake, Rhode, Scott, Seeley, Stephenson, Stone, Tyson, Updegraff, Warnock, Wells, Wood, and Wright of Warren—41.

So the bill passed and the title was agreed to.

House File No. 155, a bill for an act to create the office of county attorney, etc., with report of committee to indefinitely postpone, was taken up, and the report concurred in.

House File No. 132 was taken up, with report of committee recommending it do not pass. The House refused to engross, and the bill was lost.

House File No. 58 was taken up, with report of committee recommending it do not pass. Report was concurred in.

House File No. 338 was taken up, with report of committee recommending it do pass as amended. Report adopted and bill ordered engrossed for a third reading.

House File No. 213 was taken up, with report of committee recommending it do not pass. The report was concurred in.

On motion of Mr. Alford the House adjourned until 9:30 o'clock, A. M., Monday, March 4, 1878.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 4, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. W. A. Cain.

Pending the reading of the journal of yesterday, on motion of Mr. Terry, the further reading was dispensed with.

PETITIONS.

Mr. Baker presented a petition of citizens of Winneshiek county, asking that the railroad tariff law be not repealed.

Referred to Committee on Railroads.

REPORTS OF COMMITTEE.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 409, a bill for an act authorizing boards of supervisors to levy a road tax, and to provide for the manner of expending the same, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the words and figures "one half, ($\frac{1}{2}$)" in the second and third lines of section 1, and insert in lieu thereof the words and figures "one (1)," and that when so amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 283, a bill for an act to make cities and incorporated towns, road districts in certain cases, and to define their rights and liabilities, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

THOMAS SEELEY, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 93, a bill for an act to amend chapter 123, of the laws of the Sixteenth General Assembly, relating to taxes in aid of railroads, which is entitled an act to enable townships, incorporated towns and cities, to aid in the construction of railroads.

Substitute for Senate File No. 115, a bill for an act to amend section 6, of chapter 116, laws of the Sixteenth General Assembly, the same being "an act relating to cities organized and existing under special charters, and amending the charters of such cities."

Senate File No. 158, a bill for an act to legalize the sale of certain school land in Allamakee county.

Senate File No. 211, a bill for an act authorizing the establishment of a depository or depositories in the city of Des Moines for the collection of drafts, checks, and certificates of deposit received by the Treasurer of State on account of State dues.

Senate File No. 217, a bill for an act to repeal section 149, and enact a substitute therefor, and to repeal the last paragraph of section 3771 of the Code.

Also, that the Senate has passed without amendment:

House File No. 93, a bill for an act to legalize the incorporation of the town of Stuart, and its ordinances and the acts of its officers thereunder.

House File No. 348, a bill for an act to legalize an election held for the purpose of redistricting the township of Van Buren, in Keokuk county, Iowa, and to legalize the independent districts created in pursuance of the vote at said election.

Also, that the Senate has passed:

Substitute for House File No. 158, a bill for an act to amend section 4117, title 25, chapter 4, of the Code, with the following amendment: Strike out of second line the words "striking out all," and insert the word "inserting," and strike out of third line the words "and enacting in lieu thereof," in which amendments the concurrence of the House is asked.

J. A. T. HULL, *Secretary.*

Mr. Parkinson called up the resolution to adjourn, and moved that the motion to reconsider be laid on the table.

The motion prevailed.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 93, was taken up, read first and second time, and referred to Committee on Railroads.

Senate File No. 115, was taken up, read first and second time and referred to Committee on Cities and Towns.

Senate File No. 217, was taken up, read first and second time, and referred to Committee on Retrenchment and Reform.

Senate File No. 158, was taken up, read first and second time, and referred to Judiciary Committee.

Senate File No. 211, was taken up, read first and second time, and referred to Committee on Ways and Means.

BILLS ON SECOND READING.

House File No. 171, with report of committee recommending it do pass, was taken up and considered, and the bill ordered engrossed for a third reading.

Substitute for House File No. 39, with report of committee recommending it do pass, was taken up and considered.

On motion of Mr. Taylor the bill was made a special order for Wednesday, March 6, at 10 o'clock, A. M., and continued from day to day until disposed of.

House File No. 336, was taken up, and passed on file.

House File No. 53, with report of committee recommending it do pass, as amended, was taken up and considered, and the bill was ordered engrossed for a third reading.

Mr. Nichol moved a reconsideration of the vote by which House File No. 171, was ordered engrossed for a third reading.

The motion prevailed, and the bill passed on file.

House File No. 216, with report of committee recommending it do not pass, was taken up and considered.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

Concurrent Resolution relative to investigation of affairs at the Ft. Madison Penitentiary.

J. A. T. HULL, *Secretary.*

Mr. Hotchkiss moved to amend House File No. 216, by adding to the first section, the words, "or Board of Directors."

Mr. Yoran offered the following resolution, which was adopted:

Resolved, That the Committee on Schools be requested to prepare a bill amending the system of visitations now imposed upon Superintendents of Schools, and leave it discretionary with the Superintendent.

Mr. Hotchkiss moved that House File No. 216, be made a special order for Monday, March 11, at 10 o'clock, A. M.

The motion did not prevail.

Mr. McCartney moved that the bill be recommitted to the Committee on Schools.

The motion prevailed.

House File No. 370, with report of committee recommending it do not pass, was taken up, considered, and the House refused to engross. The bill was lost.

House File No. 161, with report of committee recommending it do not pass, was taken up, considered, and the House refused to engross. The bill was lost.

House File No. 278, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee concurred in.

Senate File No. 28, with report of committee recommending it do pass, was taken up, considered, and ordered engrossed for a third reading.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to request your honorable body to return to the Senate, Senate File No. 217, a bill for an act to repeal section 149 of the Code, and enact a substitute therefor.

J. A. T. HULL, *Secretary*.

House File No. 265, with report of committee recommending it be indefinitely postponed, was taken up and the report of the committee was adopted.

House File No. 352, with report of committee recommending it be indefinitely postponed, was taken up and the report of the committee was adopted.

Mr. Manning, of Carroll, moved that House File No. 468 be recommitted to the Committee on Railroads.

The motion prevailed.

House File No. 347, with report of committee recommending it be indefinitely postponed, was taken up and the report of the committee was adopted.

House File No. 328, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 278, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 321, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 274, with report of committee recommending that it do not pass, was taken up, considered, and the report of the committee was adopted.

Senate File No. 62, with report of committee recommending that it do pass, was taken up, and ordered engrossed for third reading.

Mr. McCartney moved that Senate File No. 217 be returned to the Senate in accordance with their request.

The motion prevailed.

House File No. 358, with report of committee recommending that it do pass, was taken up and considered, and the bill was ordered engrossed for third reading.

Mr. Gammons moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was a read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton,

Brown, Calvin, Carson, Clayton, Crooks, Deweese, Duncan, Gammons, Gray, Hallock, Hamilton, Heron, Higgins, Hotchkiss, King, Knoll, Kopp, McAllister, McCartney, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Perrin, Ratcliff, Rickel, Russell, Seaman, Seeley, Sevmour, Sherrard, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—59.

The nays were—None.

Absent or not voting:

Messrs. Ashby, Bowdish, Bradley, Chapman, Coomes, Curtiss, Doty, Elliott, Fast, Flick, Gardner, Gay, Gleason, Gordon, Hadley, Hiatt, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, Lessenger, Lyman, Lyon, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Parker, Peake, Rhode, Scott, Stephenson, Stone, Updegraff, Warnock, Wells, and Wood—41.

So the bill passed and the title was agreed to.

Leave was granted Mr. Whaley to offer a Joint Resolution.

Referred to Committee on Military Affairs.

House File No. 426, with report of committee recommending the substitute do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 27, with report of committee recommending to indefinitely postpone, was taken up, and the report of the committee was adopted.

House File No. 121, with report of committee recommending it do pass, was taken up, considered, and the House refused to engross.

Mr. Perrin moved to reconsider the vote by which the House refused to engross.

The motion prevailed and the bill passed on file.

House File No. 238, with report of committee recommending it do not pass, was taken up.

The House refused to engross, and the bill was lost.

House File No. 392, with report of committee recommending to indefinitely postpone, was taken up, and the report of the committee was adopted.

House File No. 182, with report of committee recommending it do not pass, was taken up, and the House refused to order the bill engrossed.

House File No. 44, with report of committee recommending it do not pass, was taken up, considered, and the House refused to order the bill engrossed.

House File No. 384, with report of committee recommending it do not pass, was taken up, considered, and the House refused to order the bill engrossed.

House File No. 98, with report of committee recommending it do pass as amended, was taken up, considered, and the report of the committee adopted, and the bill was ordered engrossed for a third reading.

Mr. Wright, of Warren, offered an amendment by inserting "thereafter," in the first line; and striking out "or," and inserting "and," in the second line.

Mr. Rickel moved to postpone until to-morrow, at 10 o'clock, A. M., and be made a special order from day to day until disposed of.

The motion prevailed.

Mr. Rickel moved that House File No. 98 be printed as amended.

The motion prevailed.

Substitute for House File No. 73, with report of committee recommending it do pass, was taken up and considered.

Mr. McCartney moved to amend by inserting in the last line, after the word "to," the words, "as the board may deem necessary, not to exceed the amount as above provided for."

The motion prevailed.

The bill, as amended, was ordered engrossed for a third reading.

Substitute for House Files Nos. 28 and 124, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

The bill was ordered engrossed for a third reading.

Senate Resolution in reference to the removal of the Girls' Reform School was taken up, and the House refused to concur.

On motion of Mr. King the House adjourned until 2 o'clock, this afternoon.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Leave of absence was granted Mr. Parkinson.

The hour having arrived for the consideration of the special order, House File No. 322 was taken up.

Mr. Hamilton offered an amendment, which was adopted.

The bill was ordered engrossed for a third reading.

House File No. 286, with report of committee recommending that it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 408, with report of committee recommending that it do pass, as amended, was taken up.

On motion of Mr. Walker, the bill was passed on file.

RESOLUTION.

Mr. Allen introduced the following resolution, which was adopted:

WHEREAS, In view of the large number of House and Senate Bills upon our tables, it is difficult for members to know what action has been taken on said bills, therefore be it

Resolved, That the Clerk of the House be requested to make a list of all the bills introduced into the House and Senate, by their number, showing what action, if any, has been taken on said bills, by the House, up to the 8th inst., and have the same printed, and laid on the tables of members, as soon as possible thereafter.

House File No. 359, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 43, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 309, with report of committee recommending it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

Senate File No. 152, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

RESOLUTION.

The following joint resolution was adopted :

Be it resolved by the General Assembly of the State of Iowa: That our Senators in Congress be instructed, and our Representatives requested to use all honorable means to procure the passage of the bill now pending before Congress, known as the "act to equalize the bounties of soldiers engaged in the war."

House File No. 306, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 415, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 174, with report of committee recommending that it do pass as amended was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Mr. Sherrard moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hotchkiss, Kauffman, King, Knoll, Kopp, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Perrin, Ratcliff, Rickel, Russell, Seeley, Seymour, Sherrard, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—59.

The nays were:

Mr. Seaman—1.

Absent or not voting:

Messrs. Allen, Ashby, Bowdish, Bradley, Carson, Chapman, Doty,

Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Hiatt, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Lessenger, Lyman, Lyon, Mallory, Manning of Winneshiek, Maynard, Miles, Parker, Parkinson, Peake, Rhode, Scott, Stephenson, Stone, Updegraff, Warnock, Wells, and Wood—40.

So the bill passed, and the title was agreed to.

Substitute for House File No. 388, with report of committee recommending that it do pass was taken up, considered, and the report of the committee was adopted.

Mr. Wilson, of Polk, moved a call of the House.

Leave of absence was granted Mr. Gammons.

Mr. Deweese moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Bolton moved that the bill No. 388, be referred to the Committee on Cities and Towns.

The motion prevailed.

Mr. Morse moved to file motion to reconsider the vote by which House File No. 286 was ordered engrossed for a third reading.

The motion prevailed.

House File No. 355, with report of committee recommending that it do pass as amended was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 319, with report of committee recommending it do pass as amended, was taken up.

On motion of Mr. Wright, of Warren, the bill was referred to the Committee on Ways and Means.

Substitute for House File No. 32, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 389, with report of committee recommending it do pass as amended, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 428, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 323, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

House File No. 447, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Substitute for House File No. 482, with report of committee recommending it do pass, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for a third reading.

Substitute for House Files Nos. 37 and 242, with report of committee recommending that they be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 446, with report of committee recommending that it do pass as amended, was taken up, considered, and the report of the committee was adopted.

The bill was ordered engrossed for third reading.

House File No. 255, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

The House refused to engross, and the bill was lost.

House File No. 440, with report of committee recommending that it do not pass, was taken up and considered.

The House refused to engross, and the bill was lost.

House File No. 284, with report of committee recommending that it do not pass, was taken up and considered.

The House refused to order the bill engrossed, and it was lost.

House File No. 181, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 220 was taken up, considered, and referred to Committee on Ways and Means.

House File No. 104, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 78, with report of committee recommending that it be indefinitely postponed, was taken up, considered, and the report of the committee was adopted.

House File No. 10, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

The bill was ordered engrossed for a third reading.

Senate File No. 1, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

The bill was ordered engrossed for a third reading.

House File No. 467, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

The bill was ordered engrossed for a third reading.

Substitute for House File No. 343, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

Mr. Alford moved the further consideration be postponed for three days.

The motion prevailed.

House File No. 237, with report of committee recommending it do pass, was taken up, considered, and the report of the committee adopted.

Mr. Russell filed a motion to reconsider the vote by which House File No. 306, was ordered engrossed.

House File No. 237, was engrossed for a third reading.

On motion of Mr. Perrin the House adjourned until 9:30 A. M., tomorrow.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 5, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Murphy.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. McCartney.

PETITIONS.

Mr. Young, of Clinton, presented a petition against the repeal of the present railroad tariff law.

Referred to Committee on Railroads.

Mr. Gordon presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Elliott presented a petition for the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Calvin presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Walker presented a petition against the repeal of the railroad law.

Referred to Committee on Railroads.

Mr. Tiffin presented a petition to place wine and beer on same class as other intoxicating liquors.

Referred to Committee on Suppression of Intemperance.

Mr. Macy presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Yoran presented a petition for the relief of Andrew Patterson, deputy warden of the Additional Penitentiary at Anamosa.

Referred to Committee on Claims.

Mr. Baker presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Curtiss presented a petition for a local option in sale of wine and beer.

Referred to Committee on Suppression of Intemperance.

Mr. Taylor presented a petition for the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Lyman presented a petition for repeal of wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Israel presented a petition for the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Gleason presented a petition asking for the passage of Mr. Stone's bill in reference to mines and mining.

Referred to Committee on Mines and Mining.

Mr. Stephenson presented a petition in favor of the modification of section 2, chapter 123, of the acts of the Sixteenth General Assembly.

Referred to Committee on Railroads.

Mr. Alford presented a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Parker presented a petition for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Wright, of Warren, presented a petition of forty-three voters and thirty-three women of Warren county, for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills in which the concurrence of the House is asked:

Senate File No. 16, a bill for an act to protect judgment debtors.

Senate File No. 119, a bill for an act to enable the trustees of the Protestant Methodist church of Iowa City, to transfer certain property.

Senate File No. 185, a bill for an act to promote the collection of revenue in incorporated cities acting under special charters, and to legalize the taxes heretofore levied therein, and sales made thereunder.

Senate File No. 223, a bill for an act to legalize the organization and acts of the Central Block Association of Webster City, Iowa.

Senate File No. 230, a bill for an act to amend section 334, chapter 4, title 4 of the Code, to limit terms of county treasurers.

Senate File No. 254, a bill for an act to provide for the giving of the bond mentioned in an act entitled an act in relation to the lands granted to the State of Iowa by an act of Congress entitled an act for a grant of lands to the State of Iowa, in alternate sections, to aid in the construction of a railroad in said State, approved May 12th, 1874, and to grant to and impose upon the Chicago, Milwaukee & St. Paul Railway Company, the powers and liabilities mentioned in chapter 4, title 10 of the Code.

Also, that the Senate has passed without amendment the following bills and joint resolution:

House File No. 160, a bill for an act to vest title in the heirs, devisees, or assignees of deceased patentees.

House File No. 480, a bill for an act legalizing a certain mortgage deed made to the school fund of Washington county, Iowa.

Joint Resolution giving credit to Franklin county, for funds claimed by the State, which do not appear to have ever been collected or received by the county.

J. A. T. HULL, *Secretary.*

Mr. McCartney, from the Committee on State University, submitted the following report:

MR. SPEAKER—Your Committee on State University, to whom was referred House File No. 188, a bill for an act to establish a State Cabinet at Iowa City, and defining the work and purposes thereof, beg leave to report that they have had the same under consideration, and have agreed upon a substitute, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

JOHN MCCARTNEY, *Chairman.*

Ordered passed on file.

Mr. Deweese, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 481, a bill for an act to prohibit Grand Jurors from serving two years in succession, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 472, a bill for an act providing for new trials on the grounds of newly discovered evidence in criminal cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

DEWEESE, *for Committee.*

Ordered passed on file.

BILLS INTRODUCED.

Mr. Alford introduced House File No. 513, a bill for an act to regulate the practice in courts of record, etc.

Read first and second time, referred to Judiciary Committee, and ordered printed.

Mr. Wilson, of Polk, introduced House File No. 514, a bill for an act to repeal section 547 of the Code, and to enact a substitute therefor.

Read first and second time, and referred to Committee on Cities and Towns.

Also, House File No. 515, a bill for an act to require plats of cities and towns, and plats of additions and sub-divisions, and suburban plats to be approved before the same are admitted to record.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Wright, of Warren, was granted leave to introduce House File No. 516, a bill for an act requiring the Secretary of State to report statistics in relation to corporations for pecuniary profits.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Brown moved to reconsider the vote by which the substitute for House Files Nos. 28 and 124 was ordered engrossed, and, on motion,

the same was referred to Committee on County and Township Organization.

Mr. Wilson, of Kossuth, had leave to present House File No. 517, a bill for an act to authorize boards of supervisors to restore and permanently maintain section corners in this State.

Read first and second time, and referred to Committee on Cities and Towns.

By leave, Mr. McCartney introduced House File No. 518, a bill for an act to repeal section 390 of the Code, in relation to assessors, and enact a substitute in lieu thereof.

Read first and second time, and referred to the Committee on County and Township Organization.

MESSAGES ON THE SPEAKER'S TABLE.

Substitute for House File No. 158, a bill for an act to repeal section 4117, title 25, chapter 4, of the Code, and enact a substitute therefor, was taken up.

The question on concurring in the Senate amendment, the yeas and nays were as follows:

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bolton, Bradley, Brown, Calvin, Carson, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Holbrook, Israel, Jamison, Johnson, Kauffman, King, Kopp, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Walker, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—68.

The nays were:

Messrs. Bliedung, Chapman, Crooks, Hotchkiss, Jaqua, Knoll, Scott, Seaman, Sherrard, Stephenson, Tyson, and Williams—12.

Absent or not voting:

Messrs. Ashby, Bloom, Bowdish, Clayton, Coomes, Doty, Gardner, Gay, Hamilton, Hoag, Lessenger, Lyon, Mallory, Manning of Winneshiak, Maynard, Miles, Rhode, Updegraff, Ure, and Warnock—20.

So the amendment was agreed to.

Senate File No. 16, was taken up, read first and second time, and referred to Judiciary Committee.

Senate File No. 119, was taken up, read first and second time, and referred to Judiciary Committee.

Senate File No. 185, was taken up, read first and second time, and referred to Committee on Cities and Towns.

Senate File No. 223, was taken up, read first and second time, and referred to Judiciary Committee.

Senate File No. 230, was taken up, read first and second time, and referred to Committee on County and Township Organization.

Senate File No. 254, was taken up, read first and second time, and referred to Committee on Railroads.

The hour having arrived for the consideration of the special order, Mr. Manning, of Carroll, moved the same be taken up.

The motion prevailed.

Substitute for House Files Nos. 268, 14, 245, 247, and 354, was taken up for consideration.

Mr. Hamilton moved the bill be considered by sections.

The motion was adopted.

On motion of Mr. Stone, a call of the House was ordered.

Mr. Manning, of Carroll, moved that the further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Brown moved that the first section be passed over until the other sections have been passed on.

The motion prevailed.

Mr. Alford moved to amend as follows: Strike out all after the word "approved," in the second line, down to and including the word "council," in the tenth line, and insert in lieu thereof, the words, "a railroad commissioner who shall hold his office two years from the first day of April next."

The motion to amend did not prevail.

Mr. Russell moved to amend section 3 as follows: "No person owning any bonds, stock or property in any railroad company, or who is in the employment of or who is in any way or manner pecuniarily interested in any railroad corporation, shall be eligible to the office of railroad commissioner; said commissioners shall be qualified electors of this State."

The motion did not prevail.

House adjourned till 2 o'clock, P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

The question, on Mr. Macy's motion to strike out section 8, was lost.

The motion to amend by inserting "one-half," did not prevail.

Mr. Stone moved to amend section 10 by adding, "and also to receive and transport in like manner the empty and loaded cars furnished by any connecting road to be delivered at any station or stations on the line of its road, to be loaded or discharged, or reloaded and returned to the road so connecting, and for compensation it shall not demand or receive any greater sum than is accepted by it from any other connecting railroad for a similar service."

The amendment was adopted.

Mr. Waterman offered the following amendment which was lost:

"No railroad company doing business in this State shall enter into any arrangement or contract of any kind with any other railroad company or companies so doing business in this State, to divide or pool

the earnings of their roads from the transportation of freight or passengers, from or to any competing point or State, within the State, to or from any other point either within or without the State, and any railroad company or companies that shall be found guilty of violating the provisions of this section shall be deemed guilty of a misdemeanor, and shall be fined for each offense in a sum not less than one hundred dollars, nor more than one thousand dollars. This offense shall be deemed committed in any county wherein any point or station is situated, to or from which any such arrangement or contract shall be made."

Mr. Stone moved to amend section 11 by adding, "and shall charge no more for transporting freight from any point on its line than a fair and just proportion of the price it charges for the same kind of freight transported from any other point."

The motion was adopted.

Mr. Manning, of Carroll, moved to amend section 11, by adding in the seventh line, after the words "oar load," "upon like condition and under similar circumstances."

Mr. Crooks moved to amend section 13, by adding after the word "suit," in the fourth line, "and a reasonable attorney's fee to be fixed by the court, and if an appeal be taken from the judgment, or any part thereof, it shall be the duty of the appellate court to include in the judgment an additional reasonable attorney's fee for services in the appellate court or courts."

The amendment was adopted.

Mr. Hadley moved to amend section 13 by adding, "and in all cases where complaint shall be made, in accordance with the provisions of section 15 hereinafter provided, that an unreasonable charge is made, the commissioner shall require a modified charge for the service rendered, such as they shall deem to be reasonable, and all cases of a failure to comply with the recommendation of the commissioners shall be embodied in the report of the commissioners to the legislature, and the same shall apply to any unjust discrimination, extortion or overcharge by said company or other violation of law."

Mr. Stone moved to amend section 14 by inserting the word "serious," in the first line, after the word "any."

The amendment was adopted.

On motion of Mr. O'Donnell the House adjourned until 9:30 o'clock, to-morrow morning.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 6, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Cain.

Pending the reading of the journal of yesterday, the further reading was dispensed with on motion of Mr. Kauffman.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution in which the concurrence of the House is asked:

Concurrent resolution relative to purchasing the Mitchell Seminary for use of Girls' Reform School. Certain documents are transmitted herewith.

J. A. T. HULL, *Secretary*.

UNFINISHED BUSINESS.

Substitute for House Files Nos. 268, 14, 245, 247, and 354 was taken up for consideration.

Mr. O'Donnell offered the following substitute for House Files Nos. 268, 14, 245, 247 and 354, from the minority of the Railroad Committee.

The hour having arrived for the consideration of special order, House File No. 193, in reference to capital punishment, Mr. Stone moved that the further consideration be postponed until Wednesday, the 13th.

The motion prevailed.

Mr. Alford moved to amend by making it the special order for Friday, March 8th, at 10 o'clock, and continue from day to day until disposed of.

The amendment was adopted.

The motion as amended prevailed.

Mr. Stone moved to amend Mr. O'Donnell's substitute by substituting for sections 1 and 2, as follows:

SECTION 1. That chapter 68, of the acts of the Fifteenth General Assembly, excepting sections 1, 2, and 7 be, and the same are hereby repealed, and the following enacted:

At 12, M, the Speaker adjourned the House until 2 o'clock, this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

House resumed the consideration of substitute for House Files Nos. 268, 14, 145, 247 and 354, offered by Mr. O'Donnell.

Mr. Macy moved that speeches be limited to 10 minutes.

Mr. Brown moved to amend by "15" minutes.

Mr. Updegraff moved to amend the amendment by substituting 30 minutes.

The amendment to the amendment was adopted.

The motion as amended prevailed.

The hour having arrived for special order, House File No. 39 was taken up, and, on motion of Mr. Taylor, the consideration was postponed until the present bill is disposed of.

The House adjourned, on motion of Mr. Alford, until 9:30, A. M., tomorrow morning.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 7, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. Stone.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and joint resolution, in which the concurrence of the House is asked:

Substitute for Senate File No. 19, a bill for an act in relation to evidence in criminal actions, amending sections 3636 and 4421, and repealing section 4237, and part of section 4556 of the Code.

Senate File No. 251, a bill for an act to repeal section 1580 of the Code, relating to the fees of Superintendent of Public Instruction, and to amend section 3760 of the Code relating to the compensation of Deputy Superintendent of Public Instruction.

A Joint Resolution in relation to the International Prison Congress, at Stockholm, Sweden.

J. A. T. HULL, *Secretary*

REPORTS OF COMMITTEES.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 483, a bill for an act to prescribe a delinquent tax book, to remove liens, and for the payment of taxes in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 512, a bill for an act to repeal sections 3759, 3760, 3761 and 3762, of the Code of 1873, relating to compensation of State officers, beg leave to report that they have had the same under consideration, and have adopted certain amendments, and have instructed me to report the same back to the House with the recommendation that as amended it do pass.

Ordered passed on file.

Also the following.

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 367, a bill for an act to amend section 392 of the Code, in relation to allowance of claims in aid of paupers, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with certain amendments, with the recommendation that as amended it do pass.

WM. M. STONE, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Hoag to present a petition against the repeal of the railroad tariff law. Also, two petitions for the repeal of the railroad tariff law.

Referred to the Railway Committee.

Leave was granted Mr. Perrin to present a petition against the repeal of the railroad tariff law.

Referred to the Railway Committee.

Leave was granted Mr. Wood to submit reports as follows:

MR. SPEAKER—Your Committee on County and Township Organizations, to whom was referred House File No. 516, a bill for an act requiring the Secretary of State to report statistics in relation to corporations for pecuniary profit, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organizations, to whom was referred Senate File No. 41, a bill for an act to amend chapter 39, of the public acts of the Fifteenth General Assembly, in relation to dividing counties into supervisor districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 517, a bill for an act to authorize Boards of Supervisors to restore and permanently maintain section corners in this State, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 518, a bill for an act to repeal section 390 of the Code, in relation to assessors, and enact a substitute in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 477, a bill for an act to amend section 4, chapter 39, of the laws of the Fifteenth General Assembly, relating to vacating the district supervisor system, beg leave to report that they have had the same under consideration, and have agreed on a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. Wood, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Flick to present a petition for a repeal of the present railroad tariff law.

Referred to Committee on Railroads.

Leave was granted Mr. Manning, of Carroll, to submit a report, as follows:

MR. SPEAKER—Your Committee on Railroads, to whom was referred Senate File No. 254, a bill for an act to provide for the giving of the bond mentioned in an act entitled an act in relation to the lands granted to the State of Iowa, by an act of Congress, entitled an act for a grant of lands to the State of Iowa, in alternate sections, to aid in the construction of a railroad in said State, approved May 12, 1864, and to grant to and impose upon the Chicago, Milwaukee & St. Paul Railway Company, the powers and liabilities mentioned in chapter 4, title 10, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

O. H. MANNING, *Chairman*.

Ordered passed on file.

PETITIONS.

Leave was granted Mr. Deweese to present a petition for the passage of Mr. Stone's bill in relation to mines and mining.

Referred to Committee on Mines and Mining.

Leave was granted Mr. Brown to present a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Mr. Holbrook was granted leave to present petitions against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Leave was granted Mr. Seaman to present a petition against the repeal of the railroad tariff law.

Referred to the Committee on Railways.

Leave was granted Mr. Fast to present a petition for the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Mr. Gray had leave to present a petition from forty-four citizens asking that the present railroad tariff law be not repealed.

Referred to Committee on Railroads.

Leave was granted Mr. Doty to present a petition against the repeal of the railroad tariff law.

Referred to Committee on Railroads.

Also, a petition asking for a stay law.

Referred to Judiciary Committee.

Mr. O'Donnell had leave to present a petition against the repeal of the railroad tariff law.

Referred to Committee on Railways.

Mr. Perrin had leave to introduce House File No. 519, a bill for an act to require fire insurance companies doing business in this State, to cancel policies in certain cases.

Read first and second time, and passed on file.

REPORTS OF COMMITTEES.

Mr. Perrin, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance introduce a bill for an act to require fire insurance companies doing business in this State to cancel policies in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same to the House with the recommendation that it do pass.

PERRIN, *Chairman*.

Ordered passed on file.

Leave was granted Mr. McCartney to introduce House File No. 520, a bill for an act to legalize the revised ordinances of the City of Vinton, Iowa.

Read first and second time, and referred to Committee on Cities and Towns.

Mr. Clayton, from the Committee on Horticulture and Forestry, submitted the following report:

MR. SPEAKER—Your Committee on Horticulture and Forestry, to whom was referred House File No. 71, a bill for an act to repeal so much of section 798 of the Code as relates to forest trees, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Horticulture and Forestry, to

whom was referred House File No. 200, a bill for an act to protect native forests, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

B. F. CLAYTON, *Chairman*.

Ordered passed on file.

On motion of Mr. Manning, of Carroll, Senate File No. 254, a bill for an act to provide for the giving of a bond mentioned in an act entitled an act granting lands to the State of Iowa, &c., with report of committee recommending that it do pass was taken up and considered.

Mr. Manning moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Elliott, Fast, Flick, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshieik, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were:

Messrs. Curtiss, Gray, Lyman, McCartney, Mallory, Parkinson, Seaman, Terry, Tyson, and Williams—10.

Absent or not voting:

Messrs. Bloom, Duncan, Gammons, Gardner, Israel, Jaqua, Maynard, and Mueller—8.

So the bill passed, and the title was agreed to.

Leave was granted Mr. Gleason to call up House File No. 25, a bill for an act to repeal section 166 of the Code, with Senate substitute 106.

On motion of Mr. Gleason, the House refused to concur in the Senate substitute, and agreed that a Committee of Conference be appointed on the disagreeing vote of the two Houses.

The Speaker appointed Messrs. Alford, Crooks, and Waterman as such committee on the part of the House.

Mr. McAllister had leave to submit a report from the Special Committee on Medicine and Surgery.

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 217, a bill for an act to punish incompetent persons for conducting the business of apothecaries, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: That section 4 of said bill be stricken out and the following inserted in lieu thereof:

SEC. 4. Any person engaged in the business of apothecary at the passage of this act shall, within sixty days after they shall have been noti-

fied by circular letter from the commissioner, forward a statement to that effect to the commissioner, said statement to be sworn to before a magistrate, upon receipt of which said commissioner shall furnish him with a certificate of registration as a pharmacist. Said commissioner shall receive one dollar for said certificate; and that said bill as amended do pass.

McALLISTER, *Chairman*.

Ordered passed on file.

The hour having arrived, the House resumed the consideration of the special order, the substitute offered by Mr. O'Donnell, and amendment of Mr. Stone.

On motion of Mr. Stone, at 12, M., the House adjourned until 2 o'clock, P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

The consideration of special order was resumed, being the substitute of Mr. O'Donnell.

Mr. Brown moved that the speeches be limited to ten minutes.

The motion did not prevail.

The motion to suspend the rule did not prevail.

Mr. Waterman moved that Mr. Stone be allowed one hour's time.

Mr. Updegraff moved to amend by inserting one hour and a half, and close the debate.

Mr. King moved to lay all motions in reference to limiting speeches in the debate on the table.

The motion did not prevail.

Mr. Hiatt moved that when the House adjourn it be until 7 o'clock this evening.

The motion prevailed.

The question recurring on the motion limiting Mr. Stone to one hour and a half, the yeas and nays were demanded, which were as follows:

The yeas were :

Messrs. Allen, Baker, Bradley, Brown, Carson, Clayton, Coomes, Doty, Duncan, Fast, Gleason, Gordon, Hadley, Hiatt, Hoag, Jamison, Johnson, King, Lessenger, Lyman, McAllister, Manning of Carroll, Miles, Morse, Nichol, Parker, Paul, Peake, Rhode, Rickel, Scott, Seeley, Sherrard, Updegraff, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, and Mr. Speaker—40.

The nays were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Calvin, Chapman, Crooks, Curtiss, Deweese, Elliott, Flick, Gammons, Gray, Heron, Higgins, Holbrook, Hotchkiss, Israel, Kauffman, Knoll, Kopp, Lyon, McCartney, Macy, Mallory, Manning of Winneshiek, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Russell, Sea-

man, Seymour, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Waterman, Whaley, Williams, Wright of Warren, Yoran, and Young—51.

Absent or not voting:

Messrs. Gardner, Gay, Hallock, Hamilton, Jaqua, Maynard, Stone, Ure, and Wood—9.

So the motion to limit the speech of Mr. Stone to one hour and thirty minutes did not prevail.

The question recurring on Mr. Waterman's motion, it prevailed.

Mr. Brown moved that the debate on the bill be closed at 8:30 o'clock, this evening.

Mr. Israel moved to amend by striking out 8:30, and inserting 4 o'clock.

The motion did not prevail.

The question recurring on the motion to close the debate at 8:30 o'clock, the motion did not prevail.

Leave of absence was granted Mr. Gardner until Monday, March 11, on account of sickness.

The hour allotted Mr. Stone, having expired, on motion of Mr. Deweese, the time was extended thirty minutes.

On motion of Mr. Hotchkiss, Mr. Stone was granted unlimited time in speaking.

On motion of Mr. Manning, of Carroll, the House adjourned until 7 o'clock this evening.

EVENING SESSION.

7 O'CLOCK, P. M.

House met pursuant to adjournment, Speaker in the chair.

The House resumed the consideration of the special order, being the amendment offered by Mr. Stone.

Mr. Stone moved a call of the House.

The motion prevailed.

On motion of Mr. Manning of Carroll, further proceedings under the call were dispensed with.

The question being on Mr. Stone's amendment, the yeas and nays were demanded.

The yeas were:

Messrs. Allen, Baker, Barrett, Bolton, Bowdish, Bradley, Carsor, Clayton, Coomes, Duncan, Elliott, Fast, Gleason, Gordon, Hadley, Hallock, Hamilton, Higgins, Hoag, Israel, Jamison, King, Kopp, Lessenger, Lyman, McAllister, Mallory, Manning of Carroll, Manning of Winnebiek, Miles, Nichol, Parker, Paul, Peake, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Updegraff, Ure, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, and Mr. Speaker—52.

The nays were:

Messrs. Alford, Ashby, Baker, Bliedung, Bloom, Brown, Calvin, Chapman, Crooks, Curtiss, Deweese, Doty, Flick, Gammons, Gay, Gray, Heron, Hiatt, Holbrook, Hotchkiss, Jaqua, Johnson, Kauffman, Knoll, Lyon, McCartney, Macy, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Seaman, Stephenson, Terry, Tiffin, Tremain, Tyson, Walker, Waterman, Whaley, Williams, Wood, Yoran, and Young—46.

Absent or not voting:

Messrs. Maynard, and Gardner—2.

So the motion to amend prevailed.

The substitute as amended was lost.

On the question, shall the bill be ordered engrossed for a third reading? Mr. O'Donnell demanded the yeas and nays.

The yeas were:

Messrs. Allen, Baker, Barrett, Bolton, Bowdish, Bradley, Carson, Clayton, Coomes, Duncan, Elliott, Fast, Gleason, Gordon, Hadley, Hallock, Hamilton, Higgins, Hoag, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Nichol, Parker, Paul, Peake, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Updegraff, Ure, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, and Mr. Speaker—55.

The nays were:

Messrs. Alford, Ashby, Bliedung, Bloom, Brown, Calvin, Chapman, Crooks, Curtiss, Deweese, Doty, Flick, Gammons, Gay, Gray, Heron, Hiatt, Holbrook, Hotchkiss, Jaqua, Kauffman, Knoll, Lyon, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Seaman, Stephenson, Terry, Tiffin, Tremain, Tyson, Walker, Waterman, Whaley, Williams, Wood, Yoran, and Young—43.

Absent or not voting :

Messrs. Gardner, and Maynard—2.

So the bill was ordered engrossed.

Mr. Stone moved that the rule be suspended, and the bill read a third time now.

Mr. Waterman demanded the yeas and nays.

The yeas were:

Messrs. Allen, Ashby, Barrett, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Nichol, Parker, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Warnock, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—75.

The nays were:

Messrs. Alford, Baker, Bliedung, Calvin, Crooks, Curtiss, Deweese, Gay, Gray, Hotchkiss, Knoll, Mueller, O'Brien, O'Donnell, Parkinson, Ratcliff, Seaman, Terry, Tyson, Walker, Waterman, Yoran, and Young—23.

Absent or not voting:

Messrs. Gardner, and Maynard—2.

So the motion to suspend the rule prevailed.

The bill was read a third time.

The question being, shall the bill pass? the yeas and nays were as follows:

The yeas were:

Messrs. Allen, Baker, Barrett, Bolton, Bowdish, Bradley, Carson, Clayton, Coomes, Duncan, Elliott, Fast, Gleason, Gordon, Hadley, Hallock, Hamilton, Higgins, Hoag, Israel, Jamison, Johnson, King, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, Nichol, Parker, Paul, Peake, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Updegraff, Ure, Warnock, Wells, Wilson of Kosuth, Wilson of Polk, Wright of Warren, Wright of Wayne, and Mr. Speaker—55.

The nays were:

Messrs. Alford, Ashby, Bliedung, Bloom, Brown, Calvin, Chapman, Crooks, Cutiss, Deweese, Doty, Flick, Gammons, Gay, Gray, Heron, Hiatt, Holbrook, Hotchkiss, Jaqua, Kauffman, Knoll, Lyon, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Seaman, Stephenson, Terry, Tiffin, Tremain, Tyson, Walker, Waterman, Whalley, Williams, Wood, Yoran, and Young—43.

Absent or not voting:

Messrs. Gardner, and Maynard—2.

So the bill passed and the title was agreed to.

Mr. Manning, of Carroll, moved that the vote by which the bill passed be reconsidered.

Mr. Wilson, of Polk, moved to lay the motion on the table.

The motion prevailed.

On motion of Mr. Bliedung, the House adjourned until 9:30, to-morrow morning.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 8, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by the Rev. C. A. Gelwicks.

Pending the reading of the journal of yesterday, on motion of Mr. Hamilton, the further reading was dispensed with.

The hour having arrived for consideration of special order, House File No. 39 was taken up.

On motion of Mr. Deweese, the bill relating to mines and mining, House File No. 279, was made the special order for Monday, March 11, at 2 o'clock.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and joint resolution, in which the concurrence of the House is asked:

Senate File No. 49, a bill for an act to amend chapter 145 of the acts of the Sixteenth General Assembly, in relation to taxing, and the sale of public lands for taxes.

Senate File No. 66, a bill for an act to repeal section 902 of the Code, and enact a substitute therefor.

Substitute for Senate File No. 129, a bill for an act to repeal section 4386 of the Code, relating to expenses under change of venue of criminal cases, and enact a substitute therefor.

Senate File No. 175, a bill for an act requiring license from solicitors of advertisements for papers, posters, placards, or circulars.

Substitute for Senate File No. 213, a bill for an act to amend section 1428 of the Code, relating to insane expenses.

Substitute for Senate File No. 215, a bill for an act to reduce the limits of certain cities, incorporated under special charters.

Senate File No. 225, a bill for an act to amend section 2127, chapter 7, title 14, of the Code, relating to assignments for creditors.

Senate File No. 246, a bill for an act authorizing boards of supervisors to establish watering places along highways.

Senate File No. 248, a bill for an act to repeal section 12 of the Code and enact a substitute therefor.

Senate File No. 249, a bill for an act to repeal section 3761 of the Code, and to provide a substitute therefor, and to fix the compensation of Adjutant-General.

Senate File No. 268, a bill for an act to repeal section 123, acts of the Eleventh General Assembly, and chapter 120 of the acts of the Twelfth General Assembly, and chapter 93 of the acts of the Thirteenth General Assembly.

Joint resolution relating to appointment of a special committee of seven.

Also, that the Senate has concurred in House amendments to Senate File No. 73.

Also, that the Senate has appointed as committee of conference on the disagreeing vote of the two Houses on Substitute for House File No. 25 and Senate File No. 106, Senators Woolson, Chase, and Harned.

I am also directed to inform your honorable body that the Senate has passed the following bills without amendment:

House File No. 417, a bill for an act to confer the tax voted in Whitebreast township, Warren county, Iowa, June 10, 1876, upon the Chariton, Des Moines and Southern Railroad Company.

House File No. 425, a bill for an act appropriating money to defray inauguration expenses.

Also the following, with amendments, in which the concurrence of the House is asked:

House File No. 184, a bill for an act to amend section 798, of title 6,

chapter 1, of the Code, relating to exemptions for planting and cultivating forest trees.

The Senate adopted the accompanying substitute.

House File No. 184, a bill for an act to amend chapter 64, laws of the Sixteenth General Assembly, amending section 1793, providing for the county superintendent as arbitrator in case of disagreement of the board of directors, determining where children shall attend school.

Amendments noted in the bill.

J. A. T. HULL, *Secretary*.

RESOLUTION.

Leave was granted Mr. Peake to offer the following resolution, which was referred to the Committee on Reform School:

WHEREAS, the books of the State Reform School at Eldora show a discrepancy, and

WHEREAS, Said discrepancy should be accounted for, in justice to the institution; therefore,

Be it resolved, That a competent accountant be appointed to investigate the books of said institution, and report the result to the House within six days.

Leave was granted Mr. Gordon to present a petition from citizens of Sac county for grant of water power.

Referred to the Committee on Public Lands.

Leave was granted Mr. McCartney to call up the resolution relative to purchasing a safe for the Treasurer of State.

The resolution was adopted.

Mr. Taylor moved that House File No. 39, special order, be postponed until after the bill on capital punishment is disposed of.

The motion prevailed.

Mr. Taylor moved that the bill relating to capital punishment be now taken up.

Leave was granted Mr. Wilson, of Polk, to present a pay roll of Company "B," 6th Regiment, Iowa National Guard.

Referred to Committee on Claims.

RESOLUTION.

Mr. Nichol offered the following resolution, which was referred to the Judiciary Committee:

Resolved, That the power of pardon, and even of commutation, in cases of sentence for murder, ought to be abolished, except only when authorized by a special act of the legislature.

Mr. Hamilton moved that House File No. 217 be taken up.

The motion did not prevail.

Leave was granted Mr. Scott to present a petition in relation to the herd law.

Referred to the Committee on Agriculture.

RESOLUTION.

Leave was granted Mr. Jaqua to offer the following resolution, which was adopted:

Resolved, That hereafter, in the discussion of any question before this House, no member shall be allowed to speak more than ten minutes on any subject, and not more than once on the same subject.

Leave was granted Mr. Russell to present a petition to exempt church property from taxation.

Referred to Committee on Ways and Means.

Leave was granted Mr. Gordon to introduce House File No. 521, a bill for an act providing for the restoration of lost or destroyed records of conveyances.

Read first and second time, and referred to Judiciary Committee.

Leave was granted Mr. Yoran to introduce House File No. 522, a bill for an act protecting dairymen, and to prevent deception in the sale of butter.

Read first and second time, and referred to Committee on Agriculture.

Leave was granted Mr. King to introduce House File No. 523, a bill for an act to promote the efficiency of the military department of the State.

Read first and second time, and referred to Military Committee.

Mr. Deweese moved that the special order, House File No. 193, in regard to capital punishment, be taken up.

RESOLUTION.

Mr. Parkinson had leave to offer the following resolution, which was referred to the Judiciary Committee:

Resolved, That the Committee on Judiciary be instructed to examine and ascertain whether the rights of parties under present laws are sufficiently protected with reference to appeals and changes of venue in courts held by mayors of cities and towns, and to report by bill or otherwise.

Mr. Fast moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

On the question, shall the bill be ordered engrossed for a third reading? Mr. Gleason demanded the yeas and nays.

The yeas were:

Messrs. Alford, Allen, Ashby, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Duncan, Elliott, Fast, Gay, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, O'Brien, O'Donnell, Parkinson, Peake, Ratcliff, Rhode, Sherrard, Ure, Waterman, Wells, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—48.

The nays were:

Messrs. Baker, Barrett, Bliedung, Bolton, Calvin, Curtiss, Deweese, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, King, Knoll, McCartney, Macy, Manning of Winneshiek, Miles, Morse, Mueller,

Nichol, Parker, Paul, Perrin, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—47.

Absent or not voting:

Messrs. Gammons, Gardner, Manning of Carroll, Maynard, and Terry—5.

So the bill was ordered engrossed.

Mr. Alford moved the vote by which the bill was ordered engrossed be reconsidered.

Mr. Holbrook moved that further consideration be postponed until next Wednesday, March 13, at 10 o'clock, and demanded the yeas and nays, and

The yeas were:

Messrs. Bolton, Bradley, Coomes, Flick, Hiatt, Holbrook, Macy, Mallory, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Tremain, Updegraff, Waterman, Wilson of Kossuth, Wood, and Mr. Speaker—20.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Manning of Winneshiek, Miles, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tyson, Ure, Walker, Warnock, Wells, Whaley, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Young—74.

Absent or not voting:

Messrs. Bloom, Gammons, Gardner, Manning of Carroll, Maynard, and Terry—6.

So the motion to postpone until Wednesday did not prevail.

The motion to reconsider prevailed.

Mr. Alford moved that the session be extended to 1 o'clock P. M.

The motion did not prevail.

Mr. King moved that the debate on the bill, House File No. 193, be closed at 4 o'clock, P. M.

The motion prevailed.

The bill was taken up and considered by sections.

On motion of Mr. Taylor, the consideration of the first section was postponed until the other sections were disposed of.

Mr. Alford moved that one party on each side be allowed 20 minutes in debate.

The motion was lost.

Mr. Holbrook moved to amend section 2 by striking out the words "death or" in seventh line, and demanded the yeas and nays, and

The yeas were:

Messrs. Barrett, Bolton, Calvin, Deweese, Doty, Gleason, Hallock, Hiatt, Holbrook, Kauffman, Knoll, Macy, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Perrin, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tremain, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Yoran, and Mr. Speaker—34.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Elliott, Fast, Flick, Gay, Gordon, Hadley, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Johnson, King, Kopp, Lyman, Lyon, McAllister, McCartney, Mallory, Miles, O'Brien, O'Donnell, Parkinson, Paul, Peake, Ratcliff, Rhode, Russell, Sherrard, Stone, Ure, Warnock, Waterman, Wells, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—55.

Absent or not voting :

Messrs. Duncan, Gammons, Gardner, Gray, Hamilton, Jaqua, Lessenger, Manning of Carroll, Maynard, Terry, and Wood—11.

So the motion to amend did not prevail.

Mr. Walker moved to amend by striking out in eighth line the words "as determined by the jury," and demanded the yeas and nays, and

The yeas were:

Messrs. Bowdish, Curtiss, Heron, Israel, Kopp, Manning of Winneshiek, O'Donnell, Paul, Perrin, Rickel, Ure, and Walker—12.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Elliott, Fast, Flick, Gay, Gleason, Gordon, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, King, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Peake, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Warnock, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—75.

Absent or not voting:

Messrs. Duncan, Gammons, Gardner, Gray, Hamilton, Jaqua, Lessenger, Manning of Carroll, Maynard, Terry, Waterman, Wood, and Young—13.

So the amendment did not prevail.

Mr. Hallock moved to amend section 3, in the 2d line, by striking out "less" and insert "more," and to strike out "one" and insert "five" in 2d line; also, strike out in 3d line, "and not longer than fifteen months."

Mr. Alford demanded the yeas and nays.

The yeas were:

Messrs. Barrett, Bolton, Calvin, Carson, Clayton, Deweese, Doty, Elliott, Gleason, Gray, Hallock, Hiatt, Holbrook, Knoll, Kopp, Macy, Manning of Winneshiek, Morse, Mueller, Nichol, Perrin, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Walker, Warnock, Williams, Wilson of Kossuth, and Mr. Speaker—36.

The nays were :

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Chapman, Coomes, Crooks, Curtiss, Fast Flick, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffinan, King, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Winneshiek, Miles, O'Brien, Parker,

Parkinson, Peake, Ratcliff, Rhode, Russell, Sherrard, Tremain, Ure, Waterman, Wells, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—51.

Absent or not voting:

Messrs. Duncan, Gammons, Gardner, Gay, Lessenger, Manning of Carroll, Maynard, O'Donnell, Paul, Stone, Terry, Wood, and Yoran—13.

So the amendment did not prevail.

Mr. Wright, of Warren, moved to amend section 3 by striking out "one year," and insert "six months" in second line, and in third line strike out "fifteen months" and insert "twelve months."

Mr. Hiatt moved to lay the amendment on the table.

Mr. Alford demanded the yeas and nays.

The yeas were:

Messrs. Barrett, Bolton, Calvin, Deweese, Doty, Flick, Gleason, Gray, Hallock, Hiatt, Higgins, Holbrook, Kauffman, Knoll, Kopp, Lessenger, Macy, Manning of Winneshiek, Morse, Mueller, Nichol, Perrin, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, and Yoran—36.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Duncan, Elliott, Fast, Gordon, Hadley, Hamilton, Heron, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Lyman, Lyon, McAllister, McCartney, Mallory, Miles, O'Brien, Parker, Parkinson, Peake, Ratcliff, Rhode, Russell, Sherrard, Tremain, Ure, Warnock, Waterman, Wells, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—54.

Absent or not voting:

Messrs. Gammons, Gardner, Gay, Manning of Carroll, Maynard, O'Donnell, Paul, Stone, Terry, and Wood—10.

So the motion to lay on the table did not prevail.

The question recurring on the amendment, it did not prevail.

Mr. Mallory moved to amend section 7, in second line by striking out "of twelve persons on" and insert "lawful from."

The amendment did not prevail.

Mr. Alford was granted leave of absence until Tuesday.

Mr. Holbrook moved to amend section 9 by striking out "sunrise" and insert "sunset;" also strike out "sunset" and insert "sunrise."

Mr. Seaman moved to amend by striking out all after the word "neck" in section 9, line two.

The amendment was not adopted.

Mr. Rickel moved to strike out section 10, and substitute the following:

SEC. 10. A judgment of death must be executed in the most public place in the county, and notice thereof given by publishing the same at least four weeks in some newspaper published in the county, and all persons shall be permitted to attend and witness the same.

At 12 o'clock, M., the House adjourned until 2 o'clock, this afternoon.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

The question recurring on the amendment of Mr. Rickel, it did not prevail.

The question recurring on the amendments of Mr. Holbrook, they did not prevail.

Mr. Rickel moved that the further consideration of the bill by sections be dispensed with.

The motion prevailed.

Mr. Mueller moved the time for speeches be extended one hour.

The motion prevailed.

Mr. Allen moved the previous question, which was ordered.

Mr. Tremain moved a call of the House, which was not seconded.

Messrs. Duncan and Gammons were excused on account of sickness.

On the question, shall the main question be now put? it was decided in the affirmative.

On the motion to order the bill engrossed for a third reading, the yeas and nays were demanded, and

The yeas were:

Messrs. Allen, Ashby, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Clayton, Coomes, Crooks, Curtiss, Duncan, Elliott, Fast, Gay, Gordon, Hadley, Hamilton, Heron, Higgins, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kopp, Lyman, Lyon, McAllister, McCartney, Mallory, Miles, O'Brien, O'Donnell, Parkinson, Paul, Peake, Ratchiff, Rhode, Sherrard, Stone, Ure, Warnock, Waterman, Wells, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—51.

The nays were:

Messrs. Baker, Barrett, Bolton, Calvin, Deweese, Doty, Flick, Gleason, Hallock, Hiatt, Hoag, Holbrook, Kauffman, Knoll, Lessenger, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Perrin, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Taylor, Tiffin, Tremain, Tyson, Updegraff, Williams, Wilson of Kosuth, Wood, Yoran, and Mr. Speaker—39.

Absent or not voting:

Messrs. Alford, Chapman, Gammons, Gardner, Gray, King, Maynard, Stephenson, Terry, and Walker—10.

So the bill was ordered engrossed for a third reading.

Mr. Parkinson moved that the rule be suspended, and the bill be read a third time now

Mr. Hiatt moved to adjourn.

The motion did not prevail.

Mr. Wright of Warren moved a call of the House, and demanded the yeas and nays, and

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Clayton, Crooks, Curtiss, Doty, Duncan, Fast, Flick,

Gay, Gordon, Hadley, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jaqua, Johnson, Knoll, Lyon, McAllister, McCartney, Mallory, Miles, Nichol, O'Brien, Parkinson, Peake, Ratcliff, Russell, Tremain, Tyson, Updegraff, Ure, Warnock, Whaley, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young--50.

The nays were:

Messrs. Bolton, Calvin, Chapman, Coomes, Deweese, Elliott, Gray, Hallock, Holbrook, Jamison, Kauffman, King, Kopp, Lessenger, Lyman, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, O'Donnell, Parker, Paul, Perrin, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Walker, Waterman, Wells, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker--42.

Absent or not voting:

Messrs. Alford, Carson, Gammons, Gardner, Gleason, Hamilton, Maynard, and Terry--8.

So the House ordered the call.

Mr. Calvin moved the House adjourn.

The motion did not prevail.

Mr. Mueller moved that further proceedings under the call be dispensed with.

The motion did not prevail.

Leave of absence was granted Mr. Terry.

Mr. Morse moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Morse moved the House adjourn.

The motion did not prevail.

Leave was granted the Committee on Railroads to retain their clerk as long as necessary.

On the question, shall the rule be suspended and the bill pass now?

Mr. Rickle demanded the yeas and nays.

The yeas were:

Messrs. Allen, Ashby, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtis, Duncan, Elliott, Fast, Gay, Gordon, Hadley, Hamilton, Heron, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Carroll, Miles, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Sherrard, Stone, Tremain, Ure, Warnock, Waterman, Wells, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Young--61.

The nays were:

Messrs. Baker, Barrett, Bolton, Calvin, Deweese, Doty, Flick, Gray, Hallock, Hiatt, Higgins, Holbrook, Kauffman, Knoll, Macy, Manning of Winneshiek, Morse, Mueller, Nichol, Rickel, Seaman, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Yoran, and Mr. Speaker--32.

Absent or not voting:

Messrs. Alford, Gammons, Gardner, Gleason, Gray, Maynard, and Terry--7.

So the bill not having a two-thirds majority the House refused to suspend the rule.

Messrs. Seaman, Mueller and Hallock were excused until Tuesday.
On motion of Mr. Stone, the House adjourned until to-morrow morning at 9:30 o'clock.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 9, 1878. }

House met pursuant to adjournment, Speaker in the chair.
Prayer by Rev. J. Telleen.
Pending the reading of the journal of yesterday, on motion of Mr. Crooks, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills in which the concurrence of the House is asked:

Senate File No. 265, a bill for an act relating to fees of justices of the peace in criminal cases.

Senate File No. 172, a bill for an act to establish a central station of the Iowa Weather Service, and for the appointment of a director thereof.

Senate File No. 252, a bill for an act to amend sections 1692 and 1693 of the Code.

Senate File No. 238, a bill for an act requiring the boards of supervisors to cancel the unpaid taxes voted in aid of railroads between the first day of January, 1868, and the first day of January, 1875.

Senate File No. 262, a bill for an act to regulate the per diem and mileage of trustees of State institutions, members of visiting committee to Hospital for the Insane, and regents of the State University.

Also, that the Senate has passed, without amendment, House File No. 374, a bill for an act to legalize the official acts of T. E. Moore, a justice of the peace of Van Meter township, Dallas county, Iowa.

ED. E. MERRITT, *Second Asst. Secretary.*

The hour having arrived for consideration of special order, House File No. 39, in relation to compulsory education, on motion of Mr. Taylor, was taken up.

The bill was ordered engrossed for a third reading.

Mr. Taylor moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Ashby, Baker, Barrett, Bliedung, Bolton, Carson, Coomes, Doty, Gammons, Gardner, Gay, Heron, Hiatt, Hoag, Holbrook, Jamison, Johnson, Kauffman, King, Lessenger, Lyman, Lyon, McAllister,

McCartney, Macy, Mallory, Manning of Winneshiek, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Walker, Whaley, Wilson of Kossuth, and Wood—44.

The nays were:

Messrs. Allen, Bradley, Brown, Calvin, Crooks, Curtiss, Elliott, Fast, Flick, Gordon, Gray, Hadley, Hamilton, Higgins, Htochkiss, Jaqua, Knoll, Kopp, Morse, Nichol, O'Brien, Paul, Peake, Russell, Seymour, Stone, Tremain, Updegraff, Ure, Warnock, Waterman, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—38.

Absent or not voting:

Messrs. Alford, Bloom, Bowdish, Chapman, Clayton, Deweese, Duncan, Gleason, Hallock, Israel, Manning of Carroll, Maynard, Miles, Mueller, O'Donnell, Seaman, Terry, and Wells—18.

The bill, failing to receive a constitutional majority, was lost.

Mr. Waterman moved to reconsider the vote by which the bill was lost.

The motion prevailed.

Mr. McCartney moved to reconsider the vote by which the rule was suspended.

The motion prevailed.

Mr. Rickel moved to reconsider the vote by which the bill was ordered engrossed for a third reading.

The motion prevailed.

The bill was taken up and considered by sections.

Mr. Nichol moved to amend section 1 by striking out "one and one-half" in fourth line, and insert "two."

Mr. Sherrard moved to amend the amendment by striking out "two," and inserting "two and one-half."

The motion did not prevail.

The question recurring on the amendment, it was adopted.

Mr. Perrin moved to amend in seventh line by inserting after the word weeks, "or its equivalent."

The amendment was lost.

Mr. Wright, of Warren, moved to amend section 5 by striking out "county," in the 5th line, and insert "district township," and insert after "clothing," in third line, "not to exceed one suit per year."

Mr. King moved to strike out section 5.

The motion prevailed.

Mr. Stone moved to amend section 7 by striking out all after the word "district," in the first line, down to the word "they," in the fourth line.

Mr. Carson moved to amend the amendment by striking out the words "are hereby authorized to," in first and second lines."

The amendment to the amendment did not prevail.

Mr. Wright, of Warren, moved to amend the amendment by striking out the 7th section, and add to the 6th section the following: "and each such incorrigible truant shall be sent to the State Reform School."

Mr. Brown moved to refer the bill to the Committee on Cities and Towns.

On its reference Mr. Holbrook demand the yeas and nays.

The yeas were:

Messrs. Bradley, Brown, Crooks, Fast, Flick, Gray, Hadley, Heron, Higgins, Hotchkiss, Jaqua, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, O'Brien, O'Donnell, Stone, Updegraff, and Ure—20.

The nays were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Calvin, Carson, Coomes, Curtiss, Doty, Elliott, Gammons, Gardner, Gay, Gordon, Hiatt, Hoag, Holbrook, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Nichol, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—61.

Absent or not voting:

Messrs. Alford, Bloom, Bowdish, Chapman, Clayton, Deweese, Duncan, Gleason, Hallock, Hamilton, Israel, Maynard, Miles, Rhode, Seaman, Parker, Wells, and Mr. Speaker—18.

So the motion to refer to Committee on Cities and Towns did not prevail.

Leave was granted Mr. Stone to withdraw his amendment.

Mr. Holbrook moved to amend by striking out in first line, "town and city," and insert "of cities of first and second class."

Mr. Perrin moved the previous question, which was seconded.

On the question, shall the main question be now put? it was decided in the affirmative.

The question recurring on the amendment offered by Mr. Holbrook, Mr. Walker demanded the yeas and nays, and

The yeas were:

Messrs. Ashby, Baker, Barrett, Bliedung, Carson, Doty, Flick, Heron, Hoag, Holbrook, Jaqua, Kopp, Lyon, Macy, Mallory, Morse, Mueller, Paul, Peake, Ratcliff, Rickel, Russell, Scott, Seymour, Tremain, Warnock, Waterman, Whaley, Wilson of Kossuth, Wood, Wright of Warren, and Wright of Wayne—32.

The nays were:

Messrs. Allen, Bolton, Bowdish, Bradley, Brown, Calvin, Crooks, Curtiss, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Hiatt, Higgins, Hotchkiss, Jamison, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, McAllister, McCartney, Manning of Winneshiek, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Seeley, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tyson, Updegraff, Ure, Walker, Williams, Wilson of Polk, Yoran, Young, and Mr. Speaker—52.

Absent or not voting:

Messrs. Alford, Bloom, Chapman, Clayton, Coomes, Deweese, Gleason, Hallock, Israel, Manning of Carroll, Maynard, Miles, Rhode, Seaman, Terry, and Wells—16.

So the motion to amend did not prevail.

The question recurring on the amendment of Mr. Updegraff, it was adopted.

The question recurring on the amendment offered by Mr. Wright, of Warren, the amendment was lost.

The bill was ordered engrossed, and read a third time.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

Mr. O'Donnell demanded the yeas and nays, which resulted as follows:

The yeas were:

Messrs. Aller, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Curtiss, Doty, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hiatt, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—70.

The nays were:

Messrs. Crooks, Fast, Gray, Hamilton, Higgins, Hotchkiss, Mueller, O'Brien, O'Donnell, Paul, Stephenson, and Williams—12.

Absent or not voting:

Messrs. Alford, Bloom, Chapman, Clayton, Coomes, Deweese, Gleason, Hallock, Heron, Israel, Manning of Carroll, Maynard, Miles, Rhode, Seaman, Terry, Wells, and Mr. Speaker—18.

So the motion to suspend the rule prevailed.

The bill was read a third time.

The question being, shall the bill pass? the yeas and nays were as follows:

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Brown, Carson, Curtiss, Doty, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Heron, Hiatt, Hoag, Holbrook, Jamison, Johnson, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—63.

The nays were:

Messrs. Bradley, Calvin, Crooks, Duncan, Elliott, Fast, Gray, Hamilton, Higgins, Hotchkiss, Jaqua, Knoll, Mueller, O'Brien, O'Donnell, Paul, Stephenson, Warnock, and Williams—19.

Absent or not voting:

Messrs. Alford, Bloom, Chapman, Clayton, Coomes, Deweese, Gleason, Hallock, Israel, Manning of Carroll, Maynard, Miles, Rhode, Seaman, Terry, Waterman, Wells, and Mr. Speaker—18.

So the bill passed and the title was agreed to.

Mr. Hotchkiss moved that when this House adjourn, it be until 2 o'clock this P. M.

The motion did not prevail.

Leave of absence was granted Mr. Clayton until Wednesday, 15th. Also Messrs. Bloom, Crooks and King until Tuesday.

Mr. Stone was granted leave to submit a report from the Committee on Ways and Means.

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred Senate File No. 233, a bill for an act to provide for the payment of the expenses of the committees appointed to visit the State Institutions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

On motion of Mr. Stone, Senate File No. 253, a bill for an act to provide for the payment of the expenses of the visiting committees, with report of committee recommending it do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were:

Mr. Mallory—1.

Absent or not voting:

Messrs. Alford, Bloom, Chapman, Clayton, Coomes, Deweese, Gleason, Hallock, Hotchkiss, Israel, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Rhode, Seaman, Terry, Waterman, and Wells—19.

So the bill passed and the title was agreed to.

RESOLUTIONS.

Leave was granted Mr. Kauffman to offer the following resolutions, which were adopted:

Resolved, That all bills emanating from Senate Committee on Retrenchment and Reform shall be referred to the House Committee on Retrenchment.

Resolved, That on and after Tuesday, 11th inst., this House hold two sessions each day, and that speeches on all subjects be limited so as not to exceed ten minutes in length.

Leave was granted Mr. Gordon to introduce House File No. 524, a

bill for an act to legalize the organization of the independent school district of Sioux Rapids.

Read first and second time, and referred to Committee on Schools.

Leave was granted Mr. Tyson to introduce House File No. 525, a bill for an act to authorize the Register of the State Land Office to change the spelling in certain patents issued by the State.

Read first and second time.

Mr. Tyson moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Ashby, Baker, Barrett, Bliedung, Bowdish, Bradley, Brown, Calvin, Carson, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tyson, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—75.

The nays were—None.

Absent or not voting:

Messrs. Alford, Allen, Bloom, Bolton, Chapman, Clayton, Coomes, Deweese, Gleason, Hallock, Hamilton, Hoag, Israel, McCartney, Maynard, Miles, O'Donnell, Rhode, Rickel, Seaman, Terry, Tremain, Updegraff, Waterman, and Wells—25.

So the bill passed and title was agreed to.

RESOLUTION.

Leave was granted Mr. Wright, of Warren, to offer the following resolution, which was lost:

Resolved, That the Speaker appoint a committee of seven, who shall be called the Sifting Committee, whose duty it shall be to examine all bills and resolutions now before this House, and select therefrom all those of minor importance, and report their action from time to time, until the close of the session.

Mr. Wright, of Warren, had leave to file the following motion:

I desire to file a motion to reconsider the vote by which House file No. 193 was ordered engrossed.

REPORTS OF COMMITTEES.

Mr. Whaley, from the Committee on Military Affairs, submitted the following report:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred resolution in relation to abolishing the office of Adjutant-General, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred House File No. 523, a bill for an act to promote the efficiency of the Military Department of the State University, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the word "captain" be stricken out, and the words "first lieutenant" be inserted in its stead, and that so amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred the Joint Resolution for the relief of Hon. James A. Guthrie, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Military Affairs, to whom was referred House File No. 129, a bill for an act to provide for the organization of the State militia, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

WHALEY, *Chairman.*

Ordered passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 7, a bill for an act to amend section 1495, of chapter 4, of the Code of Iowa, relating to partition fences, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

E. B. HOAG, *Chairman.*

Ordered passed on file.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills, respectfully report that they have examined the following bills and find the same correctly enrolled:

House File No. 480, bill for an act legalizing a certain mortgage deed made to the school fund of Washington county, Iowa.

House File No. 158, a bill for an act to amend section 4117, title 25, chapter 4, of the Code.

House File No. 160, a bill for an act to vest title in heirs, devisees or assignees of deceased patentees.

Senate File No. 128, an act authorizing Sioux county, Iowa, to have made corrected index and record of Deed Record "A" from Woodbury county.

Senate File No. 254, an act to provide for the giving of the bond mentioned in an act entitled an act in relation to the lands granted to the State of Iowa, by an act of Congress entitled an act for a grant of land to the State of Iowa, in alternate sections, to aid in the construction of a railroad in said State, approved May 12, 1864, and to grant to and impose upon the Chicago, Milwaukee & St. Paul Railway Company, the powers and liabilities mentioned in chapter 4, title 10 of the Code.

House File No. 505, a bill for an act to legalize the incorporation of the town of Emmetsburg, in Palo Alto county, Iowa, the election of its officers, and the acts done and ordinances passed by the council of said town.

House File No. 269, a bill for an act to legalize the incorporation of the town of Stuart, and its ordinances, and the acts of its officers thereunder.

House File No. 348, a bill for an act to legalize an election held for the purpose of redistricting the township of Van Buren, in Keokuk county, Iowa, and to legalize the independent districts created in pursuance of the vote at said election.

ELWOOD MACY, *Chairman.*

On motion of Mr. Manning, of Carroll, Senate messages were taken up.

Joint Resolution in relation to the International Prison Congress, was taken up and referred to the Judiciary Committee.

Senate File No. 213, a bill for an act to amend section 1428 of the Code, was taken up.

Read first and second time, and referred to Committee on the Insane.

Senate File No. 225, a bill for an act to amend section 2127, chapter 7, title 14 of the Code, was taken up.

Read first and second time, and referred to Committee on Judiciary.

Senate File No. 49, a bill for an act to amend chapter 145, acts of the Sixteenth General Assembly, was taken up.

Read first and second time, and referred to Judiciary Committee.

Senate Resolution in relation to the Girls' Reform School, was taken up and referred to the Committee of Ways and Means.

Senate File No. 251, a bill for an act to repeal section 1580 of the Code, was taken up.

Read first and second time, and referred to Committee on Schools.

Substitute for Senate File No. 19, a bill for an act amending section 3636 and 4421, and repealing section 4237, and part of section 4556 of the Code.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 268, a bill for an act to repeal chapter 123, acts of the Eleventh General Assembly, and chapters 8 and 120, acts of the Twelfth General Assembly, and chapter 93, acts of the Thirteenth General Assembly, was taken up.

Read first and second time, and referred to Committee on Retrenchment.

Senate File No. 246, a bill for an act authorizing the board of supervisors to establish watering places along highways.

Read first and second time, and referred to Committee on Agriculture.

Senate File No. 249, a bill for an act to repeal section 3761 of the Code, was taken up.

Read first and second time, and referred to Committee on Ways and Means.

Senate File No. 248, a bill for an act to repeal section 12 of the Code, etc., was taken up.

Read first and second time, and referred to Committee on Retrenchment.

Senate File No. 175, a bill for an act requiring license from solicitors of advertisements for newspapers, etc., was taken up.

Read first and second time, and referred to Judiciary Committee.

Joint Resolution relative to the appointment of seven persons as commissioners for adopting an authography for public documents, was referred to Committee on Schools.

Substitute for Senate File No. 215, a bill for an act to reduce the limits of certain cities incorporated under special charters.

Read first and second time, and referred to Committee on Cities and Towns.

Senate File No. 66, a bill for an act to repeal section 902 of the Code, and to enact a substitute therefor.

Read first and second time, and referred to Judiciary Committee.

Substitute for Senate File No. 129, a bill for an act to repeal section 4386 of the Code, relating to expenses under change of venue of criminal cases, etc.

Read first and second time, and referred to Judiciary Committee.

On motion of Mr. Peake the House adjourned until 9:30, A. M., Monday morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 11, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Miller.

Pending the reading of the journal of Saturday, the further reading was dispensed with, on motion of Mr. Sherrard.

PETITIONS AND REMONSTRANCES.

Mr. Whaley presented a petition from seventy citizens of Butler county for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

Mr. Maynard presented a petition for the repeal of the wine and beer clause.

Referred to Committee on Suppression of Intemperance.

REPORTS OF COMMITTEES.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations beg leave to report that they have had under consideration, a bill for an act to amend section 1427, chapter 2, title 11, of the Code, and have instructed me to report the same to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 376, a bill for an act making appropriations for the benefit of the Iowa State Reform School at Eldora, beg leave to report that they have had the same under consideration, and have drawn a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 265, a bill for an act making further appropriation for the College for the Blind, and to amend section 1675 of the Code, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred substitute for House File No. 304, a bill for an act for the endowment and support of the State University, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, report a bill for an act making appropriations for the additional penitentiary at Anamosa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER.—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 356, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant, beg leave to report that they have had the same under consideration, have drafted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 353, a bill for an act to promote fish culture in the State of Iowa, and to amend and consolidate the enactments heretofore passed for that purpose, beg leave to report that they have had the same under consideration, and have amended the same by striking out "fifteen" in line 2, section 2, and insert "twelve" in lieu thereof, and have instructed me to report the same back to the House with the recommendation that as amended the same do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 373, a bill for an act making appropriations in aid of the Asylum for Feeble-Minded Children, beg leave to report that they have had the same under consideration, and amended the same by striking out section 27 of the same, and have instructed me to report the same back to the House with the recommendation that as so amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 378, and Senate File No. 142, bills for acts to appropriate \$7,472.25 to the State Agricultural College, beg leave to report that they have had the same under consideration, and prepared a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

STONE, *Chairman.*

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 108, a bill for an act to amend section 1288 of the Code, in relation to the liability of railway corporations for a failure to make proper cattle guards.

J. A. T. HULL, *Secretary.*

REPORTS OF COMMITTEES.

Mr. Updegraff, from the Committee Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 178, a bill for an act relating to taking, giving, selling, or carrying notes given for patent rights, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 223, a bill for an act to legalize the organization and acts of the Central Block Association of Webster City, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 231, a bill for an act prohibiting marriage in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 227, a bill for an act to repeal section 1923 of the Code, in relation to transfers of personal property, and enacting a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by adding after the word "instrument," in the 4th line of section 1923 of the bill, the words, "for more than ten days. *Provided*, That actual notice during the ten days shall have the same effect as if the instrument was recorded." And that when so amended, the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 275, a bill for an act to amend sections 2115, 2116, and 2118, chapter 7, title 14, of the Code, giving greater efficiency to the assignment for creditors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out section three of the bill, and that when so amended it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 182, a bill for an act to repeal section 3849 of the Code, and enact a substitute therefor, and restore capital punishment, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, for the reason that the Committee has already reported a bill on the same subject.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 298, a bill for an act to amend section 3675, title 22, chapter 1, of the Code, in relation to punishment of witnesses for contempt of court, beg leave to report that they have had the same under

consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 364, a bill for an act to establish the action of detinue, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 47, a bill for an act in relation to liens on real estate of judgments in the District and Circuit Courts of the United States, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 491, a bill for an act defining the rights of warehousemen, and depositors of grain, in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 440, a bill for an act to repeal chapter 63, of the private, temporary, and local laws of the Fifteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred a resolution of the House, in relation to transcripts of judgments in federal courts, beg leave to report that they have had the same under consideration, and have adopted a bill and memorial on the subject, and report the same back to the House with the recommendation that they do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 318, a bill for an act to repeal section 1867, of chapter 12, of title 12, of the Code, relating to the school fund, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 490, a bill for an act to further protect the rights of the holders of warehouse receipts, or vouchers for grain, beef, pork, lard, and beef and pork products, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out section 3 of the bill, and when so amended, that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 484, a bill for an act to regulate the fees of attorneys in notes and other written contracts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, a bill on the same subject having been already reported.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 16, a bill for an act to protect judgment debtors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the word "fifty" in the third line of section 2, and inserting in lieu thereof, the words "twenty-five," and when so amended, the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 493, a bill for an act legalizing the acts of the County Recorders of Lee county, Iowa, in recording mortgages on town lots, and other city property with the deeds in town lot record, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 158, a bill for an act to legalize the sale of certain school lands in Allamakee county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 423, a bill for an act to legalize the Independent District of Sheldon and the levy of taxes therein, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 424, a bill for an act to amend sections 2581 and 2864, title 17, of the Code, of civil practice, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by adding to the end of section the following words: "And the courts of no other county shall have jurisdiction thereof, except upon change of venue."

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 34, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly, in relation to empowering cities to extend the corporate limits: (additional to the Code, chapter 10, title 4, of cities and incorporated towns), beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out section 4 of the bill and inserting the following in lieu thereof: "Section 4 of said chapter is hereby repealed and the following enacted in lieu thereof: Sec. 4. No lands shall be included within such extended limits except such as shall have been laid off and platted into lots of not exceeding ten acres in extent, and lying adjacent to such city or town," and when so amended the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 435, a bill for an act defining and regulating the issue of negotiable paper, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 406, a bill for an act to repeal chapter 35, laws of the Fifteenth General Assembly, and chapter 97, laws of the Sixteenth General Assembly, relating to the leasing of convict labor at the Penitentiary, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Ways and Means.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 11, a bill for an act to legalize an election held in Lisbon, Linn county, and to legalize the acts of the town council and mayor of said town, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 475, a bill for an act to amend section 2750, chapter 9, title 17, of the Code, providing for the cross-examination of parties

making affidavits for continuance, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 119, a bill for an act to enable the trustees of the "Protestant Methodist Church," of Iowa City, to transfer certain property, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Resolution, with reference to appeals and changes of venue in courts held by mayors of cities and towns, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the statement that appeals, under the present law from mayors' courts, are the same as from justices of the peace, and that no amendment of the law in that particular is necessary.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 350, a bill for an act to repeal chapter 65, of the public acts of the Sixteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred petition from citizens of Union county, asking for relief from executions and liens on property to satisfy judgments, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it is impossible to give the relief asked for.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, having under consideration the subject of the sale of land for taxes, have adopted the following bill which is entitled "an act to amend section 895, and to repeal section 894 of the Code, and to enact a substitute therefor," and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 66, a bill for an act to amend section 3894, chapter 2, title 24 of the Code, beg leave to report that they have had the same

under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred a resolution in relation to power of pardon, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that no legislation is necessary on the subject.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 434, a bill for an act to legalize the foreclosure of a certain mortgage given by the trustees of the College of Physicians and Surgeons of the medical department of the Iowa State University to the State of Iowa for the use of the school fund, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 489, a bill for an act to amend section 2590 of the Code, on change of venue in place of trial, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "may" in the 9th line or section 1 of the bill, the words "in its discretion," and when so amended the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 102, a bill for an act for the relief of F. Hess from exorbitant taxation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 486, a bill for an act for the relief of B. B. Hoover, treasurer of the district township of Jackson, Taylor county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 207, a bill for an act to amend chapter 125 of the acts of the Sixteenth General Assembly, relating to the bonding of county indebtedness, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after

the figures "1878," in the 8th line of section 1 of the bill, the following words and figures, "and strike out the figures 1876, in the fifth line of said chapter, and insert the figures 1878," and when so amended that the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 485, a bill for an act for the relief of the treasurer of the district township of Ross, Taylor county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

The Committee on Judiciary introduced House File No. 526, a bill for an act to authorize counties to procure certified transcripts of judgments and decrees of Federal Courts for the District of Iowa.

Read first and second time, and passed on file.

On motion of Mr. Stone, the appropriation bills were made the special order for Wednesday, March 12, at 2 o'clock, and the consideration of the same be continued from day to day until disposed of.

The Committee on Judiciary introduced House File No. 527, a bill for an act to amend section 895, and to repeal section 894 of the Code.

Read first and second time, and passed on file.

REPORT OF COMMITTEE.

Mr. Russell, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER—The Committee on Engrossed Bills ask leave to report that they have examined the following bills, and find the same correctly engrossed:

Substitute for House File Nos. 268, 14, 245, 247, and 354, a bill for an act to repeal chapter 68, acts of the Fifteenth General Assembly, and to provide for the establishment of a Board of Railroad Commissioners, and defining their duties and term of office.

W. S. RUSSELL, *Chairman*.

Mr. Taylor, from the Committee on Reform Schools, submitted the following report:

MR. SPEAKER—Your Committee on Reform Schools, to whom was referred House File No. 455, a bill for an act for leasing of grounds and buildings for the Girls' Department of the State Reform School at Salem, and to make appropriations therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Ways and Means and Appropriations.

TAYLOR, *Chairman*.

Ordered passed on file.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom

was referred House File No. 494, a bill for an act authorizing County Boards of Supervisors to construct and maintain watering places on public highways, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 114, House File No. 137, House File No. 219, House File No. 229, and House File No. 232, beg leave to report that they have had the same under consideration, and have adopted the accompanying substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

THOMAS SEELEY, *Chairman.*

Ordered passed on file.

On motion of Mr. Brown, the resolutions proposing amendments to the Constitution, were made the special order immediately after the special order for this afternoon.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways to whom was referred House File Nos. 137, 219, and 229, beg leave to report that they have had the same under consideration, and have adopted the accompanying substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

SEELEY, *Chairman.*

Ordered passed on file.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred Substitute for House Files Nos. 28, and 124, bills for an act to provide for the safety of persons attending public assemblies, (this substitute for House File No. 28, and 124, was reported that "it do pass," by the Committee on Cities and Towns, and recommitted to the Committee on County and Township Organization,) beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. Wood, *Chairman.*

Ordered passed on file.

Mr. Bolton, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 368, reported the same as a substitute for House Files Nos. 87, 119, and 177, with amendments, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass, with amendments.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 353, substitute for House Files Nos. 333, 335 and 68, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass with amendments.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 403, a bill for an act to amend section 6, of chapter 50, of the public laws of the Fifteenth General Assembly, in relation to the care and propagation of fish, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

BOLTON, *Chairman.*

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 458, a bill for an act making appropriations for the Iowa Penitentiary at Fort Madison, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 296, a bill for an act making appropriations for the Soldiers' Orphans' Home, and Home for Indigent Children at Davenport, Iowa, beg leave to report that they have had the same under consideration, and have drafted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

STONE, *Chairman.*

Ordered passed on file.

Mr. McAllister, from the Committee on Medicine and Surgery, submitted the following report:

MR. SPEAKER—Your Committee on Medicine and Judiciary, to whom was referred House Files Nos. 38, 47, 134 and 320, bills for an act regulating the practice of medicine, surgery and obstetrics, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that the substitute that the committee have adopted do pass.

MCALLISTER, *Chairman.*

Ordered passed on file.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred a resolution instructing said committee to prepare a bill amending section 1774, chapter 9, title 12, of the Code, relating to the visitation of

schools by county superintendents, beg leave to report that they have had the same under consideration, and have prepared the following bill, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 228, a bill for an act to repeal section 1579 of the Code, in relation to the publication of the school laws and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

The Committee on Schools introduced House File No. 528, a bill for an act to amend section 1774, chapter 9, title 12, of the Code.

Read first and second time, and passed on file.

Mr. Manning, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred a bill for an act to define what shall be a lawful fence in relation to the fencing of railroads, beg leave to report that they have had the same under consideration, and have adopted the accompanying substitute, and have instructed me to report the same back to the House with the recommendation that the same be adopted as a substitute for all bills relating to railroad fences, and that as such substitute it do pass.

O. H. MANNING, *Chairman*.

Ordered passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 381, a bill for an act to prevent the spread of contagious diseases among swine, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

E. B. HOAG, *Chairman*.

Ordered passed on file.

The Committee on Railways introduced House File No. 529, a bill for an act to define what shall be a lawful fence in relation to fencing of railroads.

Read first and second time, and passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 67, a bill for an act to amend the herd law, and to provide for the collection of damages by stock, and to collect damages done for a time not to exceed five days previous to restraint, beg leave to report that they have had the same under consideration, and have amended the same, and have instructed me to report the same back to the House with the recommendation that it do pass as amended.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 289, a bill for an act entitled an act relating to mills and millers, beg leave to report that they have had the same under consideration, and report the substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file

Also the following :

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 55, a bill for an act to define more fully a lawful fence, beg leave to report that they have had the same under consideration, and have amended the same, and as amended have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture to whom was referred House Files Nos. 221 and 241, bills for an act to provide for the proper trimming of hedges and keep them in certain bounds, beg leave to report that they have had the same under consideration, and prepared the following substitute, and have instructed me to report the same back to the House with the recommendation that it do not pass.

E. B. HOAG, *Chairman.*

Ordered passed on file.

BILLS INTRODUCED.

Leave was granted Mr. Baker to introduce House File No. 530, a bill for an act for the better security of the revenue, etc.

Read first and second time, and referred to Committee on Judiciary.

Leave was granted Mr. Curtis to introduce House File No. 531, a bill for an act to legalize the acts of county auditors and deputy county auditors, etc.

Read first and second time, and referred to Judiciary Committee.

Leave was granted Mr. Tyson to introduce House File No. 532, a bill for an act to amend section 620, title 5, chapter 3, of the Code.

Read first and second time, and referred to Judiciary Committee.

Leave was granted the Committee on Ways and Means to introduce House File No. 533, a bill for an act to amend section 1427, chapter 2, title 11, of the Code.

Read first and second time, and passed on file.

Leave was granted the Committee on Ways and Means to introduce House File No. 534, a bill for an act making appropriations for the additional penitentiary at Anamosa.

Read first and second time, and passed on file.

On motion of Mr. Bradley, House File No. 426, a bill for an act to repeal section 4689 of the Code, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Brown, Chapman, Curtiss, Doty, Gardner, Gordon, Holbrook, Johnson, Knoll, Kopp, Lyon, Macy, Man-

ning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, Parker, Paul, Peake, Perrin, Ratcliff, Seymour, Sherrard, Taylor, Tiffin, Tremain, Updegraff, Warnock, Whaley, and Mr. Speaker—36.

The nays were:

Messrs Bowdish, Bradley, Elliott, Fast, Flick, Gay, Gray, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, Lessenger, O'Donnell, Parkinson, Rhode, Rickel, Russell, Scott, Seeley, Stephenson, Tyson, Walker, Waterman, Williams, Wilson of Kossuth, Wood, Wright of Wayne, and Young—32.

Absent or not voting:

Messrs. Alford, Bliedung, Bloom, Bolton, Calvin, Carson, Clayton, Coomes, Crooks, Deweese, Duncan, Gammons, Gleason, Hadley, Hamilton, Israel, Jaqua, King, Lyman, McAllister, McCartney, Mallory, Miles, Mueller, Seaman, Stone, Terry, Ure, Wells, Wilson of Polk, Wright of Warren, and Yoran—32.

So the bill not having received a constitutional majority failed to pass the House.

Mr. O'Donnell moved to reconsider the vote by which the bill was lost.

The motion prevailed.

The question being, shall the bill pass?

The yeas were :

Messrs. Allen, Ashby, Baker, Barrett, Bowdish, Bradley, Brown, Calvin, Chapman, Curtiss, Doty, Duncan, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyon, McAllister, Macy, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wright of Wayne, Young, and Mr. Speaker—71.

The nays were:

Messrs. Elliott, Fast, Manning of Winneshiek, and Wood—4.

Absent or not voting:

Messrs. Alford, Bliedung, Bloom, Bolton, Carson, Clayton, Coomes, Crooks, Deweese, Gleason, Hadley, Hamilton, Israel, King, Lyman, McCartney, Mallory, Miles, Mueller, Seaman, Terry, Wells, Wilson of Polk, Wright of Warren, and Yoran—25.

So the bill passed and the title was agreed to.

On motion of Mr. Bradley, House File No. 427, a bill for an act authorizing patents to issue to Neal McNeil, Richard Stebbins, and Moses Adams, for certain lands in Monona county, with report of committee recommending it do pass, was taken up and considered.

Mr. Bradley moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bowdish, Bradley, Brown, Calvin, Chapman, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons,

Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wright of Wayne, Young, and Mr. Speaker—74.

The nays were:

Messrs. Walker, and Wood—2.

Absent or not voting:

Messrs. Alford, Bliedung, Bloom, Bolton, Carson, Clayton, Coomes, Crooks, Deweese, Gleason, Hadley, Israel, King, Lyman, McCartney, Mallory, Miles, Mueller, Seaman, Terry, Wells, Wilson of Polk, Wright of Warren, and Yoran—24.

So the bill passed and the title was agreed to.

On motion of Mr. Ure, Senate File No. 11, a bill for an act to legalize an election held in Lisbon, Linn county, etc., with report of committee recommending that it do pass, was taken up and considered.

Mr. Ure moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Calvin, Chapman, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hamilton, Heron, Hiatt, Higgins, Hoag, Jamison, Jaqua, Lessenger, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Tiffin, Tremain, Tyson, Updegraff, Ure, Warnock, Whaley, Williams, Wilson of Kossuth, Wright of Wayne, Yoran, and Mr. Speaker—59.

The nays were:

Messrs. Bowdish, Hallock, Holbrook, Johnson, Kauffman, Knoll, Kopp, Russell, Taylor, Walker, Waterman, and Wood—12.

Absent or not voting:

Messrs. Alford, Bliedung, Bloom, Bolton, Bradley, Brown, Carson, Clayton, Coomes, Crooks, Deweese, Gleason, Hadley, Hotchkiss, Israel, King, Lyman, McCartney, Mallory, Miles, Mueller, Parkinson, Paul, Seaman, Terry, Wells, Wilson of Polk, Wright of Warren, and Yoran—29.

So the bill passed and the title was agreed to.

On motion of Mr. Hoag, House File No. 314, a bill for an act to provide for the sub-division of independent school districts, with report of committee recommending that it do pass was taken up and considered.

Mr. Hoag moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bradley, Brown, Calvin, Chapman, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Whaley, Wilson of Kossuth, Wood, Wright of Wayne, Young, and Mr. Speaker—72.

The nays were:

Mr. Williams—1.

Absent or not voting:

Messrs. Alford, Bliedung, Bloom, Bolton, Bowdish, Carson, Clayton, Coomes, Crooks, Deweese, Gleason, Hadley, Israel, King, Lyman, McCartney, Mallory, Miles, Mueller, Parkinson, Seaman, Terry, Updegraff, Wells, Wilson of Polk, Wright of Warren, and Yoran—27.

So the bill passed and the title was agreed to.

On motion of Mr. Tremain, House File No. 55, a bill for an act to repeal section 1507, of chapter 5, title 11 of the Code, with report of committee recommending that it do pass was taken up and considered.

Mr. Walker moved to strike out the enacting clause.

The motion did not prevail.

Mr. Morse moved to amend by striking out in the 14th line, after "rod," the words "to each barbed wire."

The amendment did not prevail.

Mr. Kauffman moved to amend as follows: *Resolved*, That nothing in the provisions of this bill be so construed as to affect fences now built, and a lawful fence under the law as it now is.

The amendment was lost.

On motion of Mr. Holbrook, the second section was stricken out.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 272, a bill for an act to legalize the levy of certain taxes in the county of Jefferson, in the State of Iowa.

A. T. McCARGAR, *First Assistant Secretary*.

Mr. Bowdish moved to amend as follows: That the word "forty" be stricken out and "thirty-two" inserted in thirteenth line of section 1; also the word "twenty-six" be stricken out and the word "twenty" be inserted in the same line.

The amendment was lost.

The bill was ordered engrossed for a third reading.

Mr. Tremain moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a time.

The question being, shall the bill pass?

The yeas were:

• Messrs. Ashby, Barrett, Bowdish, Bradley, Calvin, Curtiss, Doty, Duncan, Elliott, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lessenger, Lyon, McAllister, Macy, Maynard, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Tiffin, Tremain, Tyson, Updegraff, Ure, Waterman, Wood, Wright of Wayne, and Young—58.

The nays were:

Messrs. Baker, Brown, Chapman, Fast, Flick, Knoll, Manning of Carroll, Manning of Winneshiek, Morse, Russell, Taylor, Walker, Warnock, Whaley, Williams, and Mr. Speaker—16.

Absent or not voting:

Messrs. Alford, Allen, Bliedung, Bloom, Bolton, Carson, Clayton, Coomes, Crooks, Deweese, Gleason, Hamilton, Israel, King, Lyman, McCartney, Mallory, Miles, Mueller, Seaman, Terry, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Yoran—26.

So the bill passed and the title was agreed to.

Mr. Rhodes moved the House adjourn.

The motion did not prevail.

On motion of Mr. Taylor, Joint Resolution relative to James A. Guthrie was taken up and adopted.

Mr. Hamilton moved to take up House File No. 493, a bill for an act to legalize the acts of county recorders of Lee county, Iowa, &c., pending the consideration of the bill, at 12 o'clock, m., the Speaker adjourned the House until 2 o'clock, this p. m.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

On motion of Mr. Stone, House File No. 512 was recommitted to the Committee on Ways and Means.

The hour having arrived for the consideration of special order, substitute for House File No. 279, a bill for an act to regulate mines and miling, &c., was taken up and considered by sections.

Mr. Waterman moved to amend section 15 by striking out in fourth line the words, "in session or vacation," and insert in lieu thereof the words "the judge thereof."

The amendment was adopted.

Mr. Tyson moved to strike out section 17 of the bill.

Mr. Stone moved to amend the 17th section by inserting after the word "year," in seventh line, "unless in the opinion of the State inspector a larger or different screen may be necessary or suitable for

any particular mine, in which case he shall make an order accordingly."

The amendment was adopted.

Mr. Waterman moved to amend by striking out in sixth line of section 17, after the words "less than," the words, "five hundred," and insert "fifty" in lieu thereof. Also, to strike out in seventh line, after the words "than one thousand," and insert "hundred." Also in seventh line, after the words "more than," the words "one year," and insert "thirty days."

The amendment was adopted.

Mr. Tyson moved to strike out section 17, as amended, and demanded the yeas and nays.

The yeas were:

Messrs. Allen, Ashby, Baker, Deweese, Doty, Gammons, Gordon, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Johnson, Kauffman, Kopp, Manning of Carroll, Manning of Winneshiek, Maynard, O'Donnell, Perrin, Rickel, Scott, Seymour, Sherrard, Stephenson, Tyson, Ure, Waterman, Williams, and Wright of Wayne—30.

The nays were:

Messrs. Alford, Barrett, Bradley Brown, Calvin, Chapman, Curtiss, Elliott, Fast, Flick, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Hoag, Jamison, Jaqua, Knoll, Lyon, McAllister, Macy, Morse, Nichol, O'Brien, Paul, Peake, Ratcliff, Rhode, Seeley, Stone, Taylor, Tiffin, Tremain, Walker, Warnock, Whaley, Wood, Young, and Mr. Speaker—41.

Absent or not voting:

Messrs. Bliedung, Bloom, Bolton, Bowdish, Carson, Clayton, Coomes, Crooks, Duncan, Gleason, Israel, King, Lessenger, Lyman, McCartney, Mallory, Miles, Mueller, Parker, Parkinson, Russell, Seaman, Terry, Updegraff, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Yoran—29.

So the motion to strike out section 17 was lost.

Mr. Hiatt moved to amend by inserting after the words "than one," "one and one-half."

The amendment was not adopted.

Mr. Deweese moved to amend by striking out the word "want," after the words "he may," in section 20, line 3, and insert the word "need."

The amendment was adopted.

Mr. Stone moved to strike out section 23.

The motion prevailed.

On the motion to order the bill engrossed for a third reading, Mr. Tyson demanded the yeas and nays.

The yeas were:

Messrs. Alford, Barrett, Bowdish, Chapman, Duncan, Elliott, Fast, Flick, Hadley, Hallock, Hamilton, Jaqua, Johnson, Knoll, Morse, Nichol, O'Brien, Peake, Ratcliff, Rhode, Russell, Seeley, Taylor, Tiffin, Tremain, Warnock, Wood, and Mr. Speaker—28.

The nays were:

Messrs. Allen, Ashby, Baker, Bradley, Brown, Calvin, Curtiss, Deweese, Doty, Gammons, Gardner, Gordon, Gray, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Kauffman, Kopp, Lyon, Macy, Manning of Winneshiek, Maynard, O'Donnell, Parkinson, Perrin, Rickel, Scott, Seymour, Sherrard, Stephenson, Stone, Tyson, Updegraff,

Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wright of Wayne, and Young—45.

Absent or not voting:

Messrs. Bliedung, Bloom, Bolton, Carson, Clayton, Coomes, Crooks, Gay, Gleason, Israel, King, Lessenger, Lyman, McAllister, McCartney, Mallory, Manning of Carroll, Miles, Mueller, Parker, Paul, Seaman, Terry, Wells, Wilson of Polk, Wright of Warren, and Yoran,—27.

So the House refused to order the bill engrossed.

Mr. Stone filed a motion to reconsider the vote by which the bill was lost. Also filed a motion to reconsider the vote by which section 17 was stricken out.

The Joint Resolution proposing to amend the Constitution of the State of Iowa, to amend section 3, of article 3 of the Constitution.

On the adoption of the resolution with report of committee that it be not adopted, the yeas and nays were demanded.

The yeas were :

Messrs. Baker, Barrett, Bradley, Brown, Calvin, Chapman, Curtiss, Duncan, Heron, Hoag, Hotchkiss, Jaqua, Lessenger, Macy, Manning of Winneshiek, Maynard, O'Brien, O'Donnell, Parker, Ratcliff, Rickel, Seeley, Sherrard, Stephenson, Tyson, Warnock, Williams, Wilson of Kossuth, Wright of Wayne, and Young—30.

The nays were :

Messrs. Alford, Allen, Ashby, Bowdish, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Hiatt, Higgins, Holbrook, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lyon, McAllister, Manning of Carroll, Morse, Nichol, Parkinson, Paul, Peake, Perrin, Russell, Scott, Seymour, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Wood, and Mr. Speaker—48.

Absent or not voting :

Messrs. Bliedung, Bloom, Bolton, Carson, Clayton, Coomes, Crooks, Gay, Gleason, Israel, Lyman, McCartney, Mallory, Miles, Mueller, Rhode, Seaman, Terry, Wells, Wilson of Polk, Wright of Warren, and Yoran—22.

So the House refused to adopt the resolution.

Joint Resolution, proposing to amend section 1 of article 2, and section 4, article 3, of the Constitution of the State of Iowa, by striking out the word male wherever it occurs in said sections and articles.

On the adoption of the resolution, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bloom, Brown, Calvin, Chapman, Deweese, Flick, Gammons, Hallock, Heron, Higgins, Hoag, Jaqua, Johnson, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, Parker, Peake, Perrin, Rickel, Russell, Seeley, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Williams, Wood, and Wright of Wayne—43.

The nays were:

Messrs. Baker, Bowdish, Bradley, Curtiss, Doty, Duncan, Elliott, Fast, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Hiatt, Holbrook, Hotchkiss, Jamison, Kauffman, King, Knoll, Kopp, Lessenger, Lyon, O'Brien, O'Donnell, Parkinson, Paul, Ratcliff, Scott, Seymour, Updegraff, Waterman, Wilson of Kossuth, Young, and Mr. Speaker—37.

Absent or not voting:

Messrs. Bliedung, Bolton, Carson, Clayton, Coomes, Crooks, Gleason, Israel, Lyman, McCartney, Mallory, Miles, Mueller, Rhode, Seaman, Terry, Wells, Wilson of Polk, Wright of Warren, and Yoran—20.

So the resolution was not adopted.

Mr. King moved to reconsider the vote by which the resolution was lost.

The motion prevailed.

Mr. Waterman moved to lay the motion on the table, and demanded the yeas and nays.

The yeas were :

Messrs. Bloom, Bowdish, Bradley, Doty, Duncan, Fast, Gardner, Gay, Gray, Hadley, Hamilton, Hiatt, Higgins, Holbrook, Hotchkies, Jamison, Knoll, Kopp, Lessenger, Lyon, O'Brien, Paul, Ratcliff, Scott, Seymour, Updegraff, Waterman, Williams, Wilson of Kossuth, and Young—30.

The nays were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Brown, Calvin, Chapman, Curtiss, Deweese, Elliott, Flick, Gammons, Gordon, Hallock, Heron, Hoag, Jaqua, Johnson, Kauffman, King, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Donnell, Parker, Parkinson, Peake, Perrin, Rickel, Russell, Seeley, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Ure, Walker, Warnock, Whaley, Wood, Wright of Wayne, and Mr. Speaker—49.

Absent or not voting:

Messrs. Bliedung, Bolton, Carson, Clayton, Coomes, Crooks, Gleason, Israel, Lyman, McCartney, Mallory, Miles, Mueller, Rhode, Seaman, Terry, Tyson, Wells, Wilson of Polk, Wright of Warren, and Yoran—21.

So the motion to lay the motion to reconsider on the table, did not prevail.

Mr. Hamilton moved that the House adjourn.

The motion did not prevail.

The question to reconsider the vote by which the resolution was lost prevailed.

On motion of Mr. Wood, the further consideration of the resolution was made a special order after the appropriation bills are disposed of.

REPORT OF COMMITTEE.

Mr. Russell submitted the following report from the Committee on Engrossed Bills:

MR. SPEAKER—The Committee on Engrossed Bills ask leave to report that they have examined the following bills, and find the same correctly engrossed:

House File No. 32, a bill for an act to prevent and punish the hindering and obstructing of the operation of railroads, etc.

House File No. 174, a bill for an act to amend chapter 40 of the acts of the Sixteenth General Assembly, relating to the Additional Penitentiary at Anamosa.

House File No. 389, a bill for an act confirming the diplomas of the medical college at the city of Keokuk, Iowa.

House File No. 446, a bill for an act to amend section 1806 of the Code, providing for the establishment of Kindergartens in cities and towns.

House File No. 322, a bill for an act repealing section 163, of chapter 5, of title 3, of the Code.

W. S. RUSSELL, *Chairman.*

Joint Resolution proposing to amend section 4, article 3, of the Constitution of the State of Iowa, was taken up.

Mr. King moved to adjourn.

The motion did not prevail.

The question recurring on the adoption of the proposed amendment, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bloom, Bowdish, Bradley, Brown, Calvin, Chapman, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kosuth, Wood, Wright of Wayne, Young, and Mr. Speaker—73.

The nays were:

Messrs. Gay, Hallock, O'Brien, O'Donnell, and Russell—5.

Absent or not voting:

Messrs. Bliedung, Bolton, Carson, Clayton, Coomes, Crooks, Gleason, Higgins, Israel, Kopp, Lyman, McCartney, Mallory, Miles, Mueller, Rhode, Seaman, Terry, Wells, Wilson of Polk, Wright of Warren, and Yoran—22.

So the proposed amendment to the Constitution of the State of Iowa was adopted.

Mr. Bradley moved the House adjourn until 9:30 o'clock, to-morrow morning.

The motion prevailed.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 12, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Clark.

Pending the reading of the minutes of yesterday, on motion of Mr. Walker, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and joint resolutions, in which the concurrence of the House is asked:

Senate File No. 160, a bill for an act to define investments of life insurance companies, and amendatory of sections 1169 and 1179 of the Code of Iowa.

Substitute for Senate File No. 243, a bill for an act requiring indictments to be recorded, and providing for trials upon certified copies therefrom, in cases of the loss or destruction of the originals.

Senate File No. 245, a bill for an act to amend section 990, chapter 2, title 7 of the Code of 1873.

Senate File No. 258, a bill for an act to require fire insurance companies doing business in this State to cancel policies in certain cases.

Senate File No. 260, a bill for an act amending section 209 of the Code, relating to admission of graduates of the law department of the Iowa State University to practice as attorneys and counselors.

Senate File No. 266, a bill for an act to legalize instruments executed pursuant to chapter 107, title 17, revision of 1860.

Joint Resolution, relative to a commercial highway between the Mississippi river and Lake Michigan.

Joint Resolution, relative to appointment of immigration commissioners.

I am also directed to inform your honorable body that the Senate has passed the following bills without amendment:

House File No. 358, a bill for an act to provide for the construction and maintenance of county bridges on county line roads where site of bridge is wholly within one or the other county.

House File No. 360, a bill for an act to amend section 2049 of chapter 1, title 14, of the Code, and fixing the weight of a bushel of coal.

J. A. T. HULL, *Secretary*.

UNFINISHED BUSINESS.

On motion of Mr. Hamilton, House File No. 493, a bill for an act legalizing the acts of the county recorders of Lee county, Iowa, etc., with report of committee recommending that it do pass, was taken up and considered.

Mr. Hamilton moved that the rule be suspended and the bill be con-

sidered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Gray Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Chapman, Clayton, Coomes, Duncan, Flick, Gleason, Hoag, Israel, Jaqua, Mallory, Miles, Mueller, Rhode, Seaman, Terry, Updegraff, Ure, Wells, and Wilson of Polk—19.

So the bill passed and the title was agreed to.

PETITIONS.

Mr. Hamilton presented a petition from two hundred citizens of Keokuk asking for division of poor fund, etc.

Referred to Committee on Cities and Towns.

Mr. Brown presented a petition from ninety-six citizens of Howard county to allow women to vote.

Referred to Committee on Constitutional Amendments.

Mr. Perrin presented a petition in reference to the elective franchise, which was passed on file.

Mr. King presented a petition of one hundred and two citizens of Cerro Gordo county for an amendment to the Constitution allowing women to vote, which was passed on file.

Mr. Rickel presented a petition of one hundred and seventy-six citizens of Fayette, Mitchell, Winneshiek, and Cerro Gordo counties, for woman suffrage, which was passed on file.

INTRODUCTION OF BILLS.

Leave was granted Mr. Maynard to introduce House File No. 535, a bill for an act to secure to counties a lien upon the property of poor persons to whom aid has been furnished

Read first and second time, and referred to Committee on County and Township Organization.

Leave was granted Mr. Ratcliff to introduce House File No. 536, a bill for an act to repeal section 370, chapter 8, title 4, of the Code.

Read first and second time, and referred to Committee on County and Township Organization.

Leave was granted Mr. Ratcliff to introduce House File No. 537, a bill for an act to amend section 809 of the Code.

Read first and second time, and referred to Committee on Roads and Highways.

REPORTS OF COMMITTEES.

Mr. Stone, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 33, a bill for an act to amend section 812, chapter 1, title 6, of the Code of Iowa, relating to the assessment of taxes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 254, a bill for an act to repeal section 1675, chapter 6, title 12, of the Code, and to enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 327, a bill for an act to amend section 821, chapter 1, title 6, of the Code, relating to the classification of property for assessment, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

WM. M. STONE, *Chairman.*

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 225, a bill for an act to amend section 2127, chapter 7, title 14, of the Code, relating to assignments for creditors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by adding to the end of section one the following words: "But at least ten days notice must be given to the creditors or their attorneys, resident of the county, of such application, if made to the judge in vacation." And that when so amended the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Substitute for Senate File No. 19, a bill for an act in relation to evidence in criminal actions, amending sections 3636 and 4421, and repealing section 4237 and part of section 4506, of the Code, beg leave to report that they have had the same under consideration, and have

instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 530, a bill for an act entitled an act for the better security of the revenue, relating to the duties of county treasurers and boards of supervisors in relation to the same, and amending section 912 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 66, a bill for an act to repeal section 902 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Perrin, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was re-referred House File No. 93, a bill for an act to regulate the forfeitures of policies of life insurance, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

PERRIN, *Chairman*.

Ordered passed on file.

MESSAGES ON SPEAKER'S TABLE.

Senate File No. 238, a bill for an act requiring the boards of supervisors to cancel the unpaid taxes voted in aid of railroads, etc., was taken up.

Read first and second time, and referred to Committee on Railways.

Senate File No. 262, a bill for an act to regulate the per diem and mileage of trustees of State institutions, etc., was taken up.

Read first and second time, and referred to Committee on Compensation of Public Officers.

Senate File No. 265, a bill for an act relating to the fees of justices of the peace in criminal cases, was taken up.

Read first and second time, and referred to the Judiciary Committee.

Leave was granted Mr. Scott to present a remonstrance of sixty citizens of Van Buren county against the repeal of the railroad tariff law, which was passed on file.

Mr. Wilson, of Polk, moved that the State University bill, House File 304, be recommitted to the Committee on Ways and Means.

The motion prevailed.

RESOLUTION.

Mr. McCartney had leave to offer the following resolution, which was laid over until to-morrow:

Resolved, That a committee of seven be appointed, whose duty it shall be to examine all the bills and resolutions now on file, or hereafter to be reported, and arrange them in three classes; and said committee shall report to this House from time to time, up to the day of adjournment; that said bills and resolutions so reported by the committee shall be taken up and acted upon by the House in the order in which they are reported by the committee, commencing with the first class. And that this rule shall not be changed or modified, except by the unanimous consent of the House.

Senate File No. 172, a bill for an act to establish a central station of the Iowa Weather Service, etc., was taken up and considered.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Holbrook, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seeley, Seymour, Stone, Tavior, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—68.

The nays were:

Messrs. Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Hamilton, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, Kopp, Lessenger, McCartney, Maynard, Rickel, Sherrard, Stephenson, and Williams—20.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gleason, Israel, Manning of Carroll, Miles, Mueller, Seaman, Terry, and Wells—12.

So the bill passed, and the title was agreed to.

Senate File No. 252, a bill for an act to amend sections 1692 and 1693 of the Code, was taken up.

Read first and second time, and referred to Committee on Retrenchment and Reform.

House File No. 184, with Senate substitute, was taken up.

On the question, shall the House concur with the Senate amendment, the yeas and nays were demanded, and

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Deweese, Fast, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Lyman, Lyon, McAllister, Macy, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell,

Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—68.

The nays were:

Messrs. Alford, Bliedung, Crooks, Curtiss, Elliott, Gray, Hamilton, Heron, Johnson, Knoll, Kopp, Lessenger, McCartney, Mallory, Manning of Carroll, O'Donnell, Rickel, and Sherrard—18.

Absent or not voting:

Messrs. Bloom, Clayton, Coomes, Doty, Duncan, Gleason, Israel, Miles, Mueller, Paul, Seaman, Terry, Ure, and Wells—14.

So the House concurred in the Senate amendment.

On motion of Mr. Waterman, House File No. 420, a bill for an act to amend section 435, chapter 10, title 4, of the Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Waterman moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass? the yeas and nays were as follows:

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Coomes, Doty, Duncan, Gleason, Israel, Miles, Mueller, Ratcliff, Seaman, Terry, and Wells—13.

So the bill passed, and the title was agreed to.

Senate File No. 272, a bill for an act to legalize the levy of certain taxes in Jefferson county, was taken up, considered, and read first and second time.

Mr. Heron moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman,

Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—85.

The nays were:

Messrs. Gray, and Hotchkiss—2.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gleason, Israel, Lessenger, Miles, Mueller, Paul, Seaman, Terry, and Wells—13.

So the bill passed and the title was agreed to.

Senate File No. 108, a bill for an act to amend section 1288, etc.

Read first and second time, and referred to Committee on Railroads.

On motion of Mr. Gordon, Senate File No. 15, a bill for an act to repeal section 3889, chapter 3, title 24, of the Code, with report of Committee recommending that it do pass with amendments, was taken up and considered.

Mr. Manning, of Carroll, moved to strike out the publication clause.

The motion prevailed.

The bill was ordered engrossed for a third reading.

Mr. King moved that the rule be suspended, and the bill considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—81.

The nays were:

Messrs. Hoag, Macy, Rhode, Stephenson, and Wilson of Polk—5.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gay, Gleason, Israel, Manning of Winneshiek, Miles, Mueller, Rickel, Seaman, Terry, and Wells—14.

So the bill passed and the title was agreed to.

On motion of Mr. Hamilton, House File No. 389, a bill for an act confirming the diplomas of the Medical College at Keokuk, Iowa, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bloom, Bolton, Bradley,

Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gordon, Gray, Hallock, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—78.

The nays were:

Messrs. Bliedung, Gardner, Hadley, Holbrook, Waterman, Wood, and Young—7.

Absent or not voting:

Messrs. Bowdish, Clayton, Coomes, Doty, Duncan, Gay, Gleason, Hiatt, Israel, Jaqua, Miles, Mueller, Seaman, Terry, and Wells—15.

So the bill passed and title was agreed to.

House File No. 186, a bill for an act to amend chapter 64, laws of the Sixteenth General Assembly, amending section 1793, with Senate amendments.

Question on agreeing to Senate amendment, the yeas and nays were as follows:

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gay, Gleason, Israel, Jaqua, Miles, Mueller, Seaman, Terry, and Wells—13.

So the Senate amendment was agreed to.

Senate File No. 160, a bill for an act to define investments of life insurance companies, was taken up.

Read first and second time.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Fast, Flick, Gammons, Gardner, Gordon, Gray, Had-

ley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Maynard, Morse, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, Young, and Mr. Speaker—79.

The nays were:

Messrs. Elliott, Nichol, Williams, and Wright of Warren—4.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gay, Gleason, Hamilton, Israel, Jaqua, King, Manning of Winneshiek, Miles, Mueller, Seaman, Terry, Ure, and Wells—17.

So the bill passed and the title was agreed to.

Senate File No. 245, a bill for an act to amend section 990, chapter 2, title 7, of the Code, was taken up.

Read first and second time, and referred to Committee on Roads and Highways.

Senate File No. 266, a bill for an act to legalize instruments executed pursuant to chapter 107, title 17, Revision of 1860, was taken up.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 260, a bill for an act amending section 209 of the Code, was taken up.

Read first and second time, and referred to Judiciary Committee.

Senate File No. 258, a bill for an act to require fire insurance companies doing business in this State to cancel policies in certain cases, was taken up.

Read first and second time, and referred to Committee on Insurance.

Senate File No. 243, a bill for an act requiring indictments to be recorded, &c., &c., was taken up, read first and second time, and referred to Judiciary Committee.

Joint Resolution relative to the appointment of Immigration Commissioner, was taken up and passed on file.

A Memorial and Joint Resolution relative to the Fox and Wisconsin rivers, was taken up and adopted.

On motion of Mr. Holbrook, House File No. 498, a bill for an act to authorize certain Boards of School Directors to remove their secretaries, with report of committee recommending that it do pass was taken up and considered.

Mr. Mallory moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seymour, Sherrard, Ste-

phenson, Stone, Taylor, Tremain, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Mr. Speaker—68.

The nays were:

Messrs. Ashby, Hallock, Hiatt, Higgins, Knoll, Lyon, Manning of Winneshiek, O'Brien, Seeley, Tiffin, Tyson, Updegraff, Walker, Wright of Warren, and Young—15.

Absent or not voting :

Messrs. Bolton, Clayton, Coomes, Doty, Duncan, Gay, Gleason, Hamilton, Heron, Israel, Miles, Mueller, Paul, Seaman, Terry, Ure, and Wells—17.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Polk, House File No. 322, a bill for an act repealing section 163, chapter 5, title 3, of the Code, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gordon, Gray, Hadley, Hallock, Hamilton, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—79.

The nays were:

Messrs. Ashby, Gardner, Hoag, Taylor, Yoran, and Young—6.

Absent or not voting :

Messrs. Bowdish, Clayton, Coomes, Doty, Duncan, Gay, Gleason, Heron, Israel, Miles, Mueller, Paul, Seaman, Terry, and Wells—15.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 277, a bill for an act requiring that officers of cities and towns shall receive a fixed compensation, and that all fees now allowed such officers shall be paid into the treasury of the city or town.

A. T. McCARGAR, *First Ass't Secretary*.

On motion of Mr. Hoag, House File No. 150, a bill for an act to authorize counties, cities, and towns to refund outstanding bonded debt, etc., with report of Committee recommending that it do pass, was taken up and considered.

Mr. Updegraff moved to amend by inserting in the third line, third

section, after the word "purposes," the following: "Not exceeding the maximum rate of taxation now fixed by law for the corporations having issued the bonds;" and also to insert the same in the third line, section 5, after the word "maturity," and the same in line 8, section 5, after the word "rate."

Mr. Whaley asked leave to have House File No. 129 recommitted to the Committee on Ways and Means.

Mr. McCartney moved that House File No. 299, in reference to additional appropriations for the Capitol, be made the special order for tomorrow at 10 o'clock A. M.

The motion prevailed.

Mr. Walker moved that the further consideration of House File No. 150 be postponed until 2 o'clock this afternoon.

The motion did not prevail.

The amendment offered by Mr. Updegraff was not adopted.

Mr. Bolton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Yoran, Young, and Mr. Speaker—68.

The nays were:

Messrs. Bliedung, Gray, Hotchkiss, Rhode, Sherrard, Updegraff, Walker, Williams, and Wood—9.

Absent or not voting:

Messrs. Allen, Carson, Chapman, Clayton, Coomes, Doty, Gay, Gleason, Hadley, Hamilton, Israel, Kauffman, Lessenger, Manning of Winneshiek, Miles, Mueller, O'Donnell, Paul, Seaman, Terry, Ure, Wells, and Wright of Warren—23.

So the bill passed and the title was agreed to.

Mr. McCartney moved a call of the House.

The motion did not prevail.

At 12 o'clock, the Speaker adjourned the House until 2 o'clock, this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Mr. Stone, chairman of the Special Committee, had leave to submit a report in reference to the purchase of certain property near Farmington, for the Girls' Department of the Reform School.

Mr. Whaley filed a motion to reconsider the vote by which House File No. 498 was passed.

On motion of Mr. Stone, substitute for House File No. 90, a bill for an act to provide for the assessment and taxation of telegraph lines in Iowa, etc., with report of committee recommending substitute do pass, was taken up and considered.

Mr. Wood moved to strike out "section 6."

The motion did not prevail.

Mr. King moved to amend section 4, to strike out "during the previous year," in third line.

Mr. Hiatt moved to amend the amendment by striking out after the word levy, "on other property," in third line in fourth section.

The amendment of Mr. King did not prevail.

The amendment to the amendment offered by Mr. Hiatt, did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—84.

The nays were:

Messrs. Bloom, Bolton, and Bradley—3.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gammons, Gleason, Israel, Miles, Mueller, Paul, Seaman, Terry, and Wells—13.

So the bill passed and the title was agreed to.

On motion of Mr. Hoag, House File No. 210, a bill for an act to repeal section 1555, chapter 6, title 11, of the Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Alford moved to postpone the consideration of the bill one week, the 19th inst.

Mr. Alford moved to amend his motion by inserting next Friday.

The amendment was lost.

The motion did not prevail.

Mr. Hoag moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

On this motion the ayes and nays were demanded.

The yeas were:

Messrs. Allen, Ashby, Barrett, Brown, Carson, Chapman, Curtiss, Deweese, Elliott, Flick, Gammons, Gardner, Gay, Gordon, Hallock, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Nichol, Parker, Parkinson, Peake, Perrin, Rhode, Russell, Scott, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Walker, Warnock, Waterman, Williams, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—60.

The nays were:

Messrs. Alford, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Crooks, Fast, Gray, Hadley, Heron, Knoll, Manning of Carroll, Morse, O'Brien, O'Donnell, Paul, Ratcliff, Rickel, Seeley, Seymour, Updegraff, Ure, Whaley, Wilson of Kossuth, Wilson of Polk, and Yoran—29.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gleason, Israel, Miles, Mueller, Seaman, Terry, and Wells—11.

So the motion to suspend the rule prevailed.

The bill was read a third time.

On the question, shall the bill pass, the yeas and nays were as follows:

The yeas were:

Messrs. Alford, Ashby, Brown, Chapman, Curtiss, Deweese, Flick, Gammons, Gay, Hallock, Heron, Hiatt, Higgins, Hoag, Jaqua, Kauffman, King, Lyman, Lyon, Macy, Manning of Winneshiek, Morse, Nichol, Parkinson, Peake, Rhode, Russell, Scott, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Warnock, Whaley, Wood, and Wright of Warren—38.

The nays were:

Messrs. Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Crooks, Duncan, Elliott, Fast, Gardner, Gordon, Gray, Hadley, Hamilton, Holbrook, Hotchkiss, Jamison, Johnson, Knoll, Kopp, Lessenger, McAllister, McCartney, Mallory, Manning of Carroll, Maynard, O'Brien, O'Donnell, Parker, Paul, Perrin, Ratcliff, Rickel, Seeley, Seymour, Stone, Updegraff, Ure, Walker, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Yoran, Young, and Mr. Speaker—52.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Gleason, Israel, Miles, Mueller, Seaman, Terry, and Wells—10.

So the bill not receiving a constitutional majority failed to pass the House.

Mr. Stone moved to reconsider the vote by which the bill passed, and moved to lay the motion on the table.

The motion prevailed.

On motion of Mr. Perrin, Senate File No. 258, was recalled from the Committee on Insurance.

On motion of Mr. Perrin, Senate File No. 258, a bill for an act to require Fire Insurance Companies doing business in the State to cancel certain policies, was taken up.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were:

Messrs. Allen, Kopp, and Seymour—3.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Gleason, Israel, Kauffman, Miles, Mueller, Paul, Parker, Seaman, Terry, Tyson, Updegraff, and Wells—15.

So the bill passed and the title was agreed to.

On motion of Mr. Updegraff, Senate File No. 66 was recommitted to the Judiciary Committee.

On motion of Mr. Ure, Senate File No. 34, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly: (additional to the Code, chapter 10, title 4, of cities and incorporated towns,) with report of committee recommending it do pass with amendments was taken up and considered.

Mr. Ure moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Duncan, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hallock, Heron, Hiatt, Holbrook, Hotchkiss, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, O'Donnell, Parker, Peake, Perrin, Ratcliff, Rhode, Rickel, Seeley, Stephenson, Stone, Taylor, Tiffin, Tremain, Ure, Walker, Warnock, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—58.

The nays were:

Messrs. Ashby, Bolton, Bradley, Brown, Elliott, Fast, Gray, Hamilton, Higgins, Hoag, Jamison, Jaqua, Johnson, Knoll, McCartney, Maynard, Morse, Nichol, O'Brien, Parkinson, Paul, Russell, Scott, Seymour, Sherrard, Tyson, Williams, Wilson of Kossuth, Wood, and Young—30.

Absent or not voting:

Messrs. Bowdish, Clayton, Coomes, Doty, Gleason, Israel, Miles, Mueller, Seaman, Terry, Updegraff, and Wells—12.

So the bill passed and title was agreed to.

Mr. Wilson, of Polk, had leave to call up from the Speaker's table Senate File No. 277, a bill for an act providing that officers of cities and towns shall receive a fixed compensation.

Read first and second time.

Mr. King moved to strike out the words "or towns," wherever the words occur.

Mr. Alford moved the bill be referred to the Committee on Cities and Towns.

Message from the Governor, by his private Secretary, Wm. H. Fleming, was received and passed to the Speaker's table.

The motion to refer Senate File No. 277 to the Committee on Cities and Towns prevailed.

BILLS ON THIRD READING.

House File No. 107, a bill for an act amending section 1745 of the Code, was taken up, and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—84.

The nays were:

Messrs. Baker, Hoag, Johnson, and Williams—4.

Absent or not voting:

Messrs. Bowdish, Clayton, Coomes, Doty, Gleason, Israel, Miles, Mueller, Paul, Seaman, Terry, Waterman, and Wells—12.

So the bill passed and the title was agreed to.

House File No. 89, a bill for an act to amend section 1714, title 12, chapter 9, of the Code, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Brad

ley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young and Mr. Speaker—85.

The nays were:

Mr. Parker—1.

Absent or not voting :

Messrs. Bolton, Bowdish, Clayton, Coomes, Doty, Gleason, Israel, Miles, Mueller, Paul, Seaman, Terry, Waterman, and Wells—14.

So the bill passed and the title was agreed to.

House File No. 90, a bill for an act to tax telegraph lines, was taken up, and, on motion of Mr. Stone, was indefinitely postponed.

House File No. 148, a bill for an act to amend section 3072, chapter 2, title 18 of the Code, exempting poultry from execution, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Hotchkiss, Jaqua, Johnson, Kauffman, King, Lyman, McAllister, McCartney, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, Parker, Parkinson, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Sherrard, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, and Young—63.

The nays were:

Messrs. Ashby, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Knoll, Kopp, Lyon, Macy, Manning of Winneshiek, Seymour, Stephenson, Waterman, Wright of Warren, and Wright of Wayne—19.

Absent or not voting:

Messrs. Aller, Bowdish, Clayton, Coomes, Doty, Gleason, Israel, Lessenger, Miles, Mueller, O'Donnell, Paul, Peake, Ratcliff, Seaman, Terry, Wells, and Mr. Speaker—18.

So the bill passed and the title was agreed to.

House File No. 81, a bill for an act to amend section 3275 of the Code, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse,

Nichol, O'Brien, Parker, Parkinson, Perrin, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, and Young—75.

The nays were:

Messrs. Ashby, Barrett, Jaqua, Knoll, Manning of Carroll, O'Donnell, Paul, Rhode, and Yoran—9.

Absent or not voting:

Messrs. Allen, Clayton, Coomes, Doty, Gleason, Israel, Lessenger, Miles, Mueller, Peake, Ratcliff, Seaman, Terry, Wells, Wilson of Polk, and Mr. Speaker—16.

So the bill passed and the title was agreed to.

House File No. 62, a bill for an act to amend section 867, title 6, chapter 2 of the Code, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bolton, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Fast, Flick, Gammons, Gay, Gordon, Gray, Hadley, Heron, Hoag, Holbrook, Hotchkiss, Jaqua, Johnson, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Parker, Parkinson, Paul, Perrin, Rhode, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Tremain, Updegraff, Ure, Warnock, Wilson of Kossuth, Wilson of Polk, and Wood—55.

The nays were:

Messrs. Bliedung, Bloom, Bowdish, Bradley, Elliott, Gardner, Hallock, Hiatt, Higgins, Jamison, Kauffman, King, Kopp, Lessenger, Manning of Carroll, Nichol, O'Donnell, Peake, Ratcliff, Stone, Tiffin, Tyson, Walker, Whaley, Williams, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—30.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gleason, Israel, Miles, Mueller, O'Brien, Rickel, Seaman, Terry, Waterman, Wells, and Hamilton—15.

So the bill passed, and the title was agreed to.

Mr. Bradley moved to adjourn.

The motion did not prevail.

Mr. Morse moved that the House do not adjourn until 5 o'clock.

The motion prevailed.

House File No. 156, a bill for an act to enable the owners of certain classes of real property in certain cities, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bloom, Bowdish, Calvin, Carson, Crooks, Deweese, Fast, Hamilton, Heron, Holbrook, Hotchkiss, Lyman, McAllister, McCartney, Mallory, Manning of Carroll, Maynard, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Russell, Scott, Seeley, Updegraff, Walker, Wilson of Polk, Wood, Wright of Warren, and Wright of Wayne—36.

The nays were:

Messrs. Allen, Ashby, Bliedung, Bolton, Bradley, Brown, Chapman, Curtiss, Elliott, Flick, Gardner, Gordon, Gray, Hadley, Hallock, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, Macy, Manning of Winneshiek, Morse, Peake, Ratcliff, Rhode, Rickel, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Ure, Warnock, Whaley, Williams, Yoran, and Young—47.

Absent or not voting:

Messrs. Clayton, Coomes, Doty, Duncan, Gammons, Gay, Gleason, Israel, Miles, Mueller, Seaman, Stone, Terry, Waterman, Wells, Wilson of Kossuth, and Mr Speaker—17.

So the bill, failing to receive a constitutional majority, was lost.

Mr. Wilson filed a motion to reconsider the vote by which House File No. 62 was passed.

House File No. 246, a bill for an act to amend sections 1384 and 1390, chapter 2, title 11 of the Code, was taken up and read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Koll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manni-g of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—76.

The nays were:

Mr. Barrett—1.

Absent or not voting:

Messrs. Alford, Baker, Brown, Clayton, Coomes, Doty, Duncan, Flick, Gammons, Gardner, Gay, Gleason, Israel, Miles, Mueller, Paul, Perrin, Seaman, Terry, Waterman, Wells, and Mr. Speaker—22.

So the bill passed and the title was agreed to.

Mr. Ure moved to file a motion to reconsider the vote on Senate File No. 34.

Mr. Rhode filed a motion to reconsider the vote on House File No. 156.

Mr. Stone had leave to amend the title of House File No. 246.

House File No. 80, a bill for an act to provide for the compilation and publication of the road laws, &c., was taken up and read a third time.

On the question, shall the bill pass ?

The yeas were :

Messrs. Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Chapman, Crooks, Deweese, Elliott, Gordon, Hadley, Hallock, Hiatt, Higgins, Hoag, Jaqua, King, Knoll, Kopp, Lessenger, Lyman, Lyon, Macy, Morse, O'Brien, Paul, Ratcliff, Rhode, Seeley, Seymour,

Sherrard, Stone, Taylor, Tremain, Updegraff, Warnock, Waterman, Whaley, Wilson of Polk, Wood, and Mr. Speaker—42.

The nays were:

Messrs. Baker, Bradley, Carson, Deweese, Fast, Flick, Gardner, Gray, Heron, Holbrook, Hotchkiss, Jamison, Johnson, McAllister, McCartney, Mallory, Maynard, Parker, Parkinson, Peake, Perrin, Rickel, Russell, Scott, Tiffin, Tyson, Walker, Williams, Wilson of Kossuth, Wright of Warren, Wright of Wayne, Yoran, and Young—34.

Absent or not voting:

Messrs. Alford, Allen, Clayton, Coomes, Curtiss, Doty, Duncan, Gammons, Gay, Gleason, Hamilton, Israel, Kauffman, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, Nichol, O'Donnell, Seaman, Stephenson, Terry, Ure, and Wells—24.

So the bill not receiving the constitutional number, failed to pass the House.

House File No. 222, a bill for an act to permit the removal of secretaries of school districts, etc., was, on motion of Mr. Wood, indefinitely postponed.

House File No. 54, a bill for an act to amend section 2222, chapter 3, title 15, of the Code, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Allen, Baker, Bloom, Bolton, Bowdish, Brown, Calvin, Chapman, Curtiss, Gardner, Gay, Gordon, Hadley, Hallock, Heron, Higgins, Holbrook, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lyman, Lyon, Maynard, Morse, Parker, Parkinson, Peake, Ratcliff, Scott, Stone, Taylor, Tiffin, Tremain, Ure, Waterman, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, and Yoran—42.

The nays were:

Messrs. Alford, Ashby, Barrett, Bradley, Crooks, Deweese, Fast, Flick, Gordon, Gray, Heron, Hoag, Hotchkiss, Johnson, Lessenger, McAllister, McCartney, Macy, Mallory, Manning of Carroll, O'Brien, Rhode, Rickel, Russell, Seeley, Seymour, Sherrard, Stephenson, Tyson, Walker, Warnock, Whaley, and Wilson of Polk—33.

Absent or not voting:

Messrs. Bliedung, Carson, Clayton, Coomes, Doty, Duncan, Elliott, Gammons, Gleason, Hamilton, Hiatt, Israel, Manning of Winneshiek, Miles, Mueller, Nichol, O'Donnell, Paul, Perrin, Seaman, Terry, Updegraff, Wells, Young, and Mr. Speaker—25.

So the bill having failed to receive the constitutional majority failed to pass the House.

House File No. 110, a bill for an act in relation to lands of which parties die seized, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Carroll, Maynard,

Morse, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—79.

The nays were:

Mr. Flick—1.

Absent or not voting:

Messrs. Baker, Clayton, Coomes, Doty, Duncan, Gammons, Gay, Gleason, Israel, Macy, Manning of Winneshiek, Miles, Mueller, O'Donnell, Seaman, Terry, Updegraff, Wells, and Mr. Speaker—20.

So the bill passed, and the title was agreed to.

House File No. 189, a bill for an act requiring defendants to demur or make a motion to set aside indictments, etc., was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Barrett, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Curtiss, Deweese, Gordon, Hadley, Hallock, Holbrook, Jamison, Johnson, Kauffman, Lyman, Lyon, McCartney, Macy, Mallory, Parker, Parkinson, Ratcliff, Rickel, Russell, Seeley, Sherrard, Stephenson, Taylor, Tremain, Ure, Walker, Whaley, Wilson of Polk, Wood, and Yoran—39.

The nays were:

Messrs. Alford, Bloom, Bradley, Crooks, Elliott, Fast, Flick, Gardner, Gray, Hamilton, Hiatt, Higgins, Hoag, Hotchkiss, King, Knoll, Kopp, Lessenger, McAllister, Manning of Carroll, Maynard, Morse, Mueller, Nichol, O'Brien, Peake, Perrin, Rhode, Scott, Seymour, Stone, Tiffin, Tyson, Warnock, Waterman, Williams, Wilson of Kossuth, Wright of Warren, Wright of Wayne, and Young—39.

Absent or not voting:

Messrs. Baker, Bliedung, Clayton, Coomes, Doty, Duncan, Gammons, Gay, Gleason, Heron, Israel, Jaqua, Manning of Winneshiek, Miles, Mueller, O'Donnell, Paul, Seaman, Terry, Updegraff, Wells, and Mr. Speaker—22.

So the bill not having received a constitutional majority failed to pass the House.

House File No. 262, a bill for an act to enable school districts to issue bonds for the purpose of funding judgment indebtedness now existing, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gardner, Gordon, Hadley, Hallock, Hamilton, Higgins, Holbrook, Johnson, King, Knoll, Kopp, Lyman, Lyon, McAllister, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Seeley, Seymour, Sherrard, Stone, Tiffin, Tremain, Tyson, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—61.

The nays were:

Messrs. Ashby, Gray, Hiatt, Hoag, Hotchkiss, Jamison, Kauffman, McCartney, Macy, Parker, Parkinson, Russell, Scott, Stephenson, Taylor, and Williams—15.

Absent or not voting:

Messrs. Allen, Baker, Clayton, Coomes, Doty, Duncan, Gammons, Gay, Gleason, Heron, Israel, Jaqua, Kauffman, Lessenger, Manning of Winneshiek, Miles, Mueller, O'Donnell, Seaman, Terry, Updegraff, Ure, Wells, and Warnock—24.

So the bill passed and the title was agreed to.

On motion of Mr. Whaley, the House adjourned until 9:30 o'clock, to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 13, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. C. N. Lyman.

Pending the reading of the journal of yesterday, on motion of Mr. Chapman, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills and joint resolution, in which the concurrence of the House is asked:

Senate File No. 122, a bill for an act to repeal section 1160 of the Code of 1873, and to enact a substitute therefor, to require mutual insurance companies to make annual reports.

Substitute for Senate File No. 206, a bill for an act authorizing boards of supervisors to change the boundary lines of civil townships.

Senate File No. 242, a bill for an act for the protection of sheep.

Senate File No. 256, a bill for an act to provide for opening drains to be constructed through two or more adjoining counties, amendatory of chapter 2, title 10, of the Code.

Senate File No. 267, a bill for an act to repeal section 625 of the Code, in relation to the canvass of votes by the judges of elections, and to enact a substitute therefor.

Senate File No. 274, a bill for an act to amend section 3762 of the Code, relating to salary of the State Librarian.

Senate File No. 269, a bill for an act to amend chapter 101, laws of the Sixteenth General Assembly, in relation to fences.

Joint Resolution relating to establishment of a mail route from Spencer to Sheldon.

Also, that the Senate has passed without amendment:

Joint Resolution for the relief of Hon. James A. Guthrie.

J. A. T. HULL, *Secretary*.

REPORT OF COMMITTEE.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate File No. 245, a bill for an act to amend section 990, chapter 2, title 7, of the Code of 1873, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

SEELEY, *Chairman.*

Ordered passed on file.

On motion of Mr. Knoll, Senate File No. 245, a bill for an act to amend section 990, chapter 2, title 7, of the Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Knoll moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bradley, Brown, Calvin, Carson Chapman, Clayton, Coomes, Crooks, Curtis, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, King, Knoll, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker.—87.

The nays were:

Messrs. Allen, Kauffman, Kopp, Seymour, and Taylor—5.

Absent or not voting:

Messrs. Bloom, Bolton, Bowdish, Doty, Gleason, Israel, Jaqua, and Miles—8.

So the bill passed and the title was agreed to.

Leave of absence was granted Mr. Doty.

On motion of Mr. Ratcliff, Senate File No. 158, a bill for an act legalizing the sale of certain school lands in Allamakee county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Ratcliff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison,

Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—87.

The nays were:

Mr. Hallock—1.

Absent or not voting:

Messrs. Bloom, Bolton, Bowdish, Doty, Flick, Gammons, Gleason, Israel, Kauffman, Mallory, Manning of Carroll, and Miles—12.

So the bill passed, and the title was agreed to.

REPORTS OF COMMITTEES.

Mr. Wilson, of Polk, submitted a report from the Committee on Claims, with accompanying bill: House File No. 538, a bill for an act appropriating money for salaries of the Commissioners of the Anamosa Penitentiary for 1875.

Read first and second time, and passed on file.

Mr. Wilson, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred the claim of Wm. Ure, F. L. Downing, and C. H. Lull, for services as Commissioners of the Anamosa Penitentiary, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be allowed. A bill in accordance with that recommendation is herewith submitted.

C. S. WILSON, *Chairman.*

Ordered passed on file.

On motion of Mr. Wilson, House File No. 538, a bill for an act appropriating money for salaries of commissioners to the Anamosa Penitentiary, with report of committee recommending it do pass, was taken up and considered.

Mr. Wilson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Walker, War-

nock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Bowdish, Clayton, Doty, Gammons, Gleason, Israel, Kauffman, Mallory, Miles, and Ure—10.

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEES.

Mr. Parker submitted a report from the Committee on Cities and Towns, with the accompanying bill, House File No. 539, a bill for an act to change the name of the town of Dayton, Washington county, Iowa, to Daytonville.

Read first and second time, and passed on file.

Mr. Wright, from the Committee on Retrenchment, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment, to whom was referred Senate File No. 268, a bill for an act to repeal chapter 123, of the acts of the Eleventh General Assembly, and chapters 8 and 120, of the acts of the Twelfth General Assembly, and chapter 93, acts of the Thirteenth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out the publication clause, and that being so amended it do pass.

GEO. WRIGHT, *Chairman.*

Ordered passed on file.

Report with bill from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred petition for an act to change the name of the town of Dayton, Washington county, Iowa, to Daytonville, beg leave to report that they have had the same under consideration, and have instructed me to report with bill to the House with the recommendation that it do pass.

PARKER, *Chairman.*

Ordered passed on file.

On motion of Mr. Parkinson, House File No. 539, a bill for an act to change the name of Dayton, Washington county, Iowa, to Daytonville, with report of Committee recommending that it do pass was taken up and considered.

Mr. Parkinson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman,

Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Bowdish, Doty, Gammons, Gleason, Israel, King, Mallory, and Miles—8.

So the bill passed and the title was agreed to.

The hour having arrived for the consideration of special order, House File No. 299, relative to additional appropriations for the new capitol building, was taken up for consideration.

The question recurring on the substitute, Mr. Stone moved to amend by adding a new section (4):

That there is hereby appropriated, out of any money in the treasury not otherwise appropriated, the sum of seventy-five thousand dollars (\$75,000), or so much thereof as may be necessary, for the purpose of finishing the roof on the State Capitol building, and constructing four turrets on the corners or pavilions of said building, to be drawn during the year 1878.

On motion of Mr. Stone, the substitute was considered by sections.

Mr. Ratcliff moved to amend by filling the blank with \$10,000, in first section, in fourth line, after the word "addition."

Mr. Ratcliff had leave to withdraw his amendment.

Mr. Ratcliff renewed his amendment, by inserting in the blank, "\$10,000, or so much thereof as may be necessary."

The amendment was adopted.

Mr. Alford moved to amend section 1 by inserting in the fourth line, after the word "appropriated," the words, "for that purpose."

The amendment was adopted.

Mr. Stone moved to amend section 2 by adding to the third line, after the word "pavilions," "but the center dome shall not be constructed until an appropriation shall be made therefor by the General Assembly."

The question recurring on the amendment offered by Mr. Stone (section 4), the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Baker, Bloom, Bolton, Bowdish, Bradley, Carson, Clayton, Crooks, Curtiss, Deweese, Duncan, Fast, Flick, Gay, Gordon, Hallock, Hamilton, Heron, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Warnock, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—66.

The nays were:

Messrs. Allen, Ashby, Barret, Bliedung, Brown, Chapman, Coomes,

Elliott, Gardner, Gray, Hadley, Hiatt, Higgins, Hoag, Israel, Kauffman, Lyon, Maynard, Parkinson, Rickel, Seaman, Seymour, Tyson, Walker, Whaley, and Williams—26.

Absent or not voting:

Messrs. Calvin, Doty, Gammons, Gleason, Israel, Lessenger, Manning of Carroll, and Miles—8.

So the amendment was adopted.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

The yeas and nays were demanded, which were as follows:

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Hadley, Hallock, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were:

Messrs. Allen, Ashby, Gray, Hiatt, Higgins, Kauffman, Lyon, Rickel, Seaman, Tyson, and Williams—11.

Absent or not voting:

Messrs. Calvin, Clayton, Doty, Gammons, Gleason, Israel, Manning of Carroll, and Miles—8.

So the motion to suspend the rule prevailed.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Barrett, Bloom, Bolton, Bowdish, Bradley, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Fast, Flick, Gardner, Gordon, Hallock, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, O'Donnell, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—71.

The nays were:

Messrs. Allen, Ashby, Bliedung, Brown, Chapman, Elliott, Gray, Hadley, Hiatt, Higgins, Kauffman, Lyon, Nichol, Parker, Parkinson, Rickel, Stephenson, Tyson, Whaley, and Williams—20.

Absent or not voting:

Messrs. Baker, Calvin, Doty, Gammons, Gay, Gleason, Israel, Miles, and Wood—9.

So the bill passed and the title was agreed to.

Mr. Stone offered the following as the title of the bill: A bill for an act making appropriations for the construction of the new Capitol Building, for the purchase of a lot, and the construction of a sewer therefor.

The title was agreed to.

Mr. Wilson, of Polk, moved to reconsider the vote by which the bill passed, and moved to lay the motion on the table.

Mr. Rickel demanded the yeas and nays.

The yeas were:

Messrs. Alford, Baker, Barrett, Bloom, Bolton, Bowdish, Bradley, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Duncan, Fast, Gardner, Gay, Gordon, Hallock, Hamilton, Hiatt, Holbrook, Hotchkiss, Jamison, Jaqua, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, Parker, Paul, Peake, Perrin, Scott, Seymour, Stephenson Stone, Taylor, Terry, Tiffin, Updegraff, Ure, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—59.

The nays were:

Messrs. Allen, Ashby, Bliedung, Brown, Curtiss, Elliott, Gray, Hadley, Heron, Higgins, Hoag, Johnson, Kauffman, Lyon, McCartney, Macy, Manning of Winneshiek, Maynard, Mueller, O'Donnell, Parkinson, Rhode, Rickel, Russell, Seaman, Sherrard, Tremain, Tyson, Walker, Waterman, Whaley, Williams, and Yoran—32.

Absent or not voting:

Messrs. Calvin, Doty, Flick, Gammons, Gleason, Israel, Miles, Ratcliff, and Seeley—9.

So the motion to lay the motion to reconsider on the table prevailed.

On motion of Mr. Nichol substitute for Senate File No. 44, a bill for an act to amend section 1, chapter 57, of the public laws of the Fifteenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Mr. Perrin moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen; Ashby, Baker, Bliedung, Bloom, Brown, Coomes, Fast, Gardner, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—71.

The nays were:

Messrs. Barrett, Bolton, Chapman, Clayton, Crooks, Duncan, Elliott, Gordon, Kauffman, Knoll, Kopp, Seymour, Wright of Wayne, and Young—14.

Absent or not voting:

Messrs. Bowdish, Bradley, Calvin, Carson, Curtiss, Deweese, Doty, Flick, Gammons, Gay, Gleason, Israel, Miles, Mueller, and Yoran—15.
So the bill passed and the title was agreed to.

Mr. O'Donnell moved to amend the title of the bill by adding: "In relation to holding normal institutes."

The amendment was adopted.

REPORTS OF COMMITTEES.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 263, a bill for an act making appropriations for the Deaf and Dumb Asylum at Council Bluffs, beg leave to report that they have had the same under consideration, and report a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 300, a bill for an act making appropriations for the Iowa Hospital for the Insane at Independence, beg leave to report that they have had the same under consideration, and have reported a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred Senate File No. 249, a bill for an act to repeal section 3761 of the Code, and to provide a substitute therefor, and to fix the compensation of the Adjutant-General, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 235, a bill for an act to amend chapter 1, title 6, of the Code, and chapter 63 of the laws of the Fifteenth General Assembly, providing for the manner of assessing and listing property for taxation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

STONE, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House Files Nos. 388 and 136, bills for an act in relation to the

presentment and payment of county and city warrants, beg leave to report that they have had the same under consideration, and have adopted a substitute for the same, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred a substitute for Senate File No. 115, a bill for an act to amend section 6, of chapter 116, laws of Sixteenth General Assembly, relating to cities acting under special charters, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 66, a bill for an act to repeal section 902 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 532, a bill for an act to amend section 620, title 5, chapter 3, of the Code, to report on its constitutionality, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the statement that in the opinion of the committee the bill is constitutional.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Substitute for Senate File No. 129, a bill for an act to repeal section 4386 of the Code, relating to expenses under change of venue of criminal cases, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

On motion of Mr. Nichol, Senate File No. 44, a bill for an act to amend section 1, chapter 57 of the public laws of the Fifteenth General Assembly, with report of committee recommending that it do pass, was taken up and considered.

Mr. Nichol moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Brown, Coomes, Fast, Gardner, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King,

Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—69.

The nays were:

Messrs. Barrett, Bolton, Brown, Chapman, Clayton, Crooks, Duncan, Elliott, Gordon, Kauffman, Knoll, Kopp, Seymour, Wright of Wayne, and Young—14.

Absent or not voting:

Messrs. Bowdish, Bradley, Calvin, Carson, Curtiss, Deweese, Doty, Flick, Gammons, Gay, Gleason, Israel, Miles, Mueller, Tyson, Wells, and Yoran—17.

So the bill passed and the title was agreed to.

On motion of Mr. O'Donnell, House File No. 260, a bill for an act to confer certain powers upon any Home for the Friendless, etc., with report of committee recommending it do pass as amended, was taken up and considered.

Mr. O'Donnell moved to amend by adding to section 5 the following: *Provided*, That if religious instruction shall be given any child while an inmate of such Home, it shall be in the religious faith of its parents, if known, and when the custody of any child shall be given by the Home, to another, it shall be to some person of the same religious faith as the parents of such child, unless the parent or former guardians consent otherwise.

At 12, M., the Speaker adjourned the House until 2 o'clock this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

REPORT OF COMMITTEE.

Mr. Russell had leave to submit the following report from the Committee on Engrossed Bills:

MR. SPEAKER—The Committee on Engrossed Bills ask leave to report that they have examined the following bill, and find the same correctly engrossed:

House File No. 150, a bill for an act to authorize counties, cities and towns to refund outstanding bonded debt at a lower rate of interest, and to provide for the payment of the same.

W. S. RUSSELL, *Chairman*.

Mr. Manning, of Winneshiek, had leave to introduce House File No. 540, a bill for an act to repeal chapter 55, of the public laws of the regular session of the Fourteenth General Assembly.

Read first and second time, and referred to Committee on Congressional Districts.

The hour having arrived for consideration of special order in reference to appropriations, on motion of Mr. O'Donnell, the special order was postponed fifteen minutes.

REPORT OF COMMITTEE.

Leave was granted Mr. Stone, to submit a report from the Committee on Ways and Means, with accompanying bill, House File No. 541, a bill for an act making appropriations for the purchase of the girls' department of the Reform School.

Read first and second time, and passed on file.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred the memorial of O. H. P. Scott, proposing to sell to the State certain property near Farmington, in Van Buren county, for the purpose of the girls' department of the Reform School, beg leave to report that they have had the same under consideration, and have instructed me to report a bill to the House with the recommendation that it do pass.

WM. M. STONE, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Stone to submit a report from the Committee on Ways and Means, with accompanying bill, House File No. 542, a bill for an act for appropriation to the Normal School at Cedar Falls.

Read first and second time and passed on file.

Leave of absence was granted Mr. Russell.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations beg leave to report that they have had under consideration a bill for an act making appropriations for the maintenance for the Normal School at Cedar Rapids, and have instructed me to report the same to the House with the recommendation that it do pass.

WM. M. STONE, *Chairman.*

Ordered passed on file.

Mr. Alford submitted the following report from the Committee of Conference on House File No. 25 and Senate File No. 106 :

REPORT OF COMMITTEE OF CONFERENCE.

Your Committee of Conference, on the disagreement between the two Houses on Senate File No. 106, and substitute for House File No. 25, beg leave to report that they have met, and after a full and frank conference beg leave to report the following :

They recommend :

1. That the Senate recede from its substitute for the bills above named.

2. That substitute for House File No. 25 be amended by striking out of line 7, of section 1, the word "ten," and insert the word "twenty," and when thus amended that the bill do pass.

3. That Senate File No. 106 be indefinitely postponed.

All of which is respectfully submitted :

JOHN S. WOOLSON,
D. D. CHASE,
S. HARNED,

Committee on part of the Senate.

LORE ALFORD,
C. M. WATERMAN,
G. W. CROOKS,

Committee on part of the House.

Leave was granted Mr. Parker to submit the following report from the Committee on Cities and Towns :

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 460, a bill for an act to provide for the sick poor of cities of certain classes, beg leave to report that they have had the same under consideration, and have prepared a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 520 and petition, a bill for an act to legalize the revised ordinances of the city of Vinton, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 308 and Senate File No. 277, bills for an act requiring that officers in certain cities shall receive a fixed compensation, and that all fees now allowed such officers be paid into the treasuries of such cities, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Strike out "in," after the word "that," in the first line, and all of the third line after the word "charter," to and including "20,000," in the fourth line thereof; and to insert in lieu thereof, "may provide by ordinance that," and so amended it do pass, as a substitute for both.

J. M. PARKER, *Chairman.*

Ordered passed on file.

UNFINISHED BUSINESS.

On House File No. 260, question recurring on the amendment offered by Mr. O'Donnell, the amendment was adopted.

Bill read a third time.

Mr. O'Donnell moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Elliott, Flick, Gardner, Gray, Hadley, Heron, Higgins, Holbrook, Hotchkies, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, McAllister, McCartney, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyron, Updegraff, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wright of Wayne, Yoran, Young, and Mr. Speaker—72.

The nays were:

Messrs. Coomes, Deweese, Duncan, Fast, Gay, Hallock, Hoag, Kopp, Macy, Nichol, Ratcliff, Walker, and Wood—13.

Absent or not voting:

Messrs. Bowdish, Clayton, Doty, Gammons, Gleason, Gordon, Hamilton, Hiatt, Israel, Lyon, Manning of Carroll, Miles, Rhode, Ura, and Wright of Warren—15.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Stone, to submit a report from the Committee on Ways and Means:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was recommitted House File No. 304, a bill for an act making appropriations for the State University, beg leave to report that they have had the same under consideration, and have adopted a certain amendment, and have instructed me to report the same back to the House, and that as so amended the same do pass.

STONE, *Chairman.*

Ordered passed on file.

The hour having arrived for the consideration of special order, on motion of Mr. Stone, special order was taken up.

On motion of Mr. Stone, substitute for House File No. 378, a bill for an act making appropriations to the Iowa Agricultural College, with report of committee recommending that it do pass was taken up and considered.

The bill was read a third time.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Fast, Gardner, Gay, Gordon, Gray, Hadley, Hallock,

Heron, Hiatt, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—81.

The nays were :

Messrs. Bradley, Duncan, Elliott, Flick, Higgins, Hotchkiss, Sherard, Stephenson, Tyson, Williams, and Wright of Wayne—11.

Absent or not voting:

Messrs. Clayton, Doty, Gammons, Gleason, Hamilton, Israel, Miles, and Russell—8.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, substitute for House File No. 304, a bill for an act for an endowment of the State University, with report of committee recommending it do pass, was taken up and considered.

Mr. Rickel moved to strike out all after the enacting clause.

The motion did not prevail.

Mr. Nichol moved to amend by striking out the words "twenty thousand" and insert "twelve thousand five hundred," in lines two and three, section 1; also strike out the words "five thousand" and insert "\$3,125" wherever it occurs.

Mr. Stone moved the previous question.

The motion was seconded.

Mr. Nichol's amendment did not prevail.

Question, shall the main question be now put, was decided in the affirmative.

The substitute was adopted and the bill ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

Mr. Rickel demanded the yeas and nays.

The yeas were :

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—78.

The nays were:

Messrs. Allen, Ashby, Chapman, Gardner, Hiatt, Higgins, Hoag, Kauffman, Knoll, Manning of Winneshiek, Ratcliff, Rickel, Tyson, and Williams—14.

Absent or not voting :

Messrs. Clayton, Doty, Gammons, Gleason, Israel, Manning of Carroll, Miles, and Russell—8.

So the rule was suspended and the bill read a third time.

Leave of absence was granted Mr. Young for the balance of the session.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gay, Gordon, Gray, Hamilton, Heron, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Kopp, Lyman, Lyon, McAllister, Macy, Mallory, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—67.

The nays were:

Messrs. Allen, Ashby, Chapman, Coomes, Duncan, Gardner, Hadley, Hallock, Hiatt, Higgins, Hoag, Kauffman, Knoll, Lessenger, McCartney, Manning of Winneshiek, Maynard, Ratcliff, Rickel, Sherrard, Stephenson, Tyson, Walker, Warnock, Whaley, Williams, and Wright of Wayne—26.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Israel, Manning of Carroll, Miles, and Russell—7.

So the bill passed, and the title was agreed to.

Mr. Holbrook moved to reconsider the vote by which the bill was passed, and moved to lay the motion on the table.

The motion prevailed.

Mr. Ure moved to lay the motion to reconsider the vote by which Senate File No. 34 was passed on the table.

The motion prevailed.

On motion of Mr. Bradley the House adjourned until 9:30 o'clock, to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 14, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. Calvin.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed by the Senate to request your honorable body to return to the Senate :

Senate File No. 242, a bill for an act for the protection of sheep.

J. A. T. HULL, *Secretary*

REPORTS OF COMMITTEES.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 524, a bill for an act to legalize the Independent district of Sioux Rapids, in the county of Buena Vista, State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred Joint Resolution authorizing the Governor to appoint commissioners to inquire as to the expediency of adopting an amended orthography for public documents, and report thereon to the next General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be adopted.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was recommended House File No. 216, a bill for an act to repeal a part of section 1774, title 12, Chapter 9, of the Code, in relation to school superintendent, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 450, a bill for an act to legalize certain cor-

So the bill passed and the title was agreed to.

Mr. Stone offered the following as the title of the bill: A bill for an act making appropriations for the construction of the new Capitol Building, for the purchase of a lot, and the construction of a sewer therefor.

The title was agreed to.

Mr. Wilson, of Polk, moved to reconsider the vote by which the bill passed, and moved to lay the motion on the table.

Mr. Rickel demanded the yeas and nays.

The yeas were:

Messrs. Alford, Baker, Barrett, Bloom, Bolton, Bowdish, Bradley, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Duncan, Fast, Gardner, Gay, Gordon, Hallock, Hamilton, Hiatt, Holbrook, Hotchkiss, Jamison, Jaqua, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, Parker, Paul, Peake, Perrin, Scott, Seymour, Stephenson Stone, Taylor, Terry, Tiffin, Updegraff, Ure, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—59.

The nays were:

Messrs. Allen, Ashby, Bliedung, Brown, Curtiss, Elliott, Gray, Hadley, Heron, Higgins, Hoag, Johnson, Kauffman, Lyon, McCartney, Macy, Manning of Winneshiek, Maynard, Mueller, O'Donnell, Parkinson, Rhode, Rickel, Russell, Seaman, Sherrard, Tremain, Tyson, Walker, Waterman, Whaley, Williams, and Yoran—32.

Absent or not voting:

Messrs. Calvin, Doty, Flick, Gammons, Gleason, Israel, Miles, Ratcliff, and Seeley—9.

So the motion to lay the motion to reconsider on the table prevailed.

On motion of Mr. Nichol substitute for Senate File No. 44, a bill for an act to amend section 1, chapter 57, of the public laws of the Fifteenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Mr. Perrin moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen; Ashby, Baker, Bliedung, Bloom, Brown, Coomes, Fast, Gardner, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—71.

The nays were:

Messrs. Barrett, Bolton, Chapman, Clayton, Crooks, Duncan, Elliott, Gordon, Kauffman, Knoll, Kopp, Seymour, Wright of Wayne, and Young—14.

Absent or not voting:

Messrs. Bowdish, Bradley, Calvin, Carson, Curtiss, Deweese, Doty, Flick, Gammons, Gay, Gleason, Israel, Miles, Mueller, and Yoran—15.

So the bill passed and the title was agreed to.

Mr. O'Donnell moved to amend the title of the bill by adding: "In relation to holding normal institutes."

The amendment was adopted.

REPORTS OF COMMITTEES.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 263, a bill for an act making appropriations for the Deaf and Dumb Asylum at Council Bluffs, beg leave to report that they have had the same under consideration, and report a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 300, a bill for an act making appropriations for the Iowa Hospital for the Insane at Independence, beg leave to report that they have had the same under consideration, and have reported a substitute therefor, and have instructed me to report the same back to the House with the recommendation that the substitute do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred Senate File No. 249, a bill for an act to repeal section 3761 of the Code, and to provide a substitute therefor, and to fix the compensation of the Adjutant-General, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 235, a bill for an act to amend chapter 1, title 6, of the Code, and chapter 63 of the laws of the Fifteenth General Assembly, providing for the manner of assessing and listing property for taxation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

STONE, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House Files Nos. 388 and 136, bills for an act in relation to the

presentment and payment of county and city warrants, beg leave to report that they have had the same under consideration, and have adopted a substitute for the same, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred a substitute for Senate File No. 115, a bill for an act to amend section 6, of chapter 116, laws of Sixteenth General Assembly, relating to cities acting under special charters, etc., beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 66, a bill for an act to repeal section 902 of the Code, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 532, a bill for an act to amend section 620, title 5, chapter 3, of the Code, to report on its constitutionality, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the statement that in the opinion of the committee the bill is constitutional.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Substitute for Senate File No. 129, a bill for an act to repeal section 4386 of the Code, relating to expenses under change of venue of criminal cases, and enact a substitute therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

On motion of Mr. Nichol, Senate File No. 44, a bill for an act to amend section 1, chapter 57 of the public laws of the Fifteenth General Assembly, with report of committee recommending that it do pass, was taken up and considered.

Mr. Nichol moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Brown, Coomes, Fast, Gardner, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King,

Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—69.

The nays were:

Messrs. Barrett, Bolton, Brown, Chapman, Clayton, Crooks, Duncan, Elliott, Gordon, Kauffman, Knoll, Kopp, Seymour, Wright of Wayne, and Young—14.

Absent or not voting:

Messrs. Bowdish, Bradley, Calvin, Carson, Curtiss, Deweese, Doty, Flick, Gammons, Gay, Gleason, Israel, Miles, Mueller, Tyson, Wells, and Yoran—17.

So the bill passed and the title was agreed to.

On motion of Mr. O'Donnell, House File No. 260, a bill for an act to confer certain powers upon any Home for the Friendless, etc., with report of committee recommending it do pass as amended, was taken up and considered.

Mr. O'Donnell moved to amend by adding to section 5 the following: *Provided*, That if religious instruction shall be given any child while an inmate of such Home, it shall be in the religious faith of its parents, if known, and when the custody of any child shall be given by the Home, to another, it shall be to some person of the same religious faith as the parents of such child, unless the parent or former guardians consent otherwise.

At 12, M., the Speaker adjourned the House until 2 o'clock this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

REPORT OF COMMITTEE.

Mr. Russell had leave to submit the following report from the Committee on Engrossed Bills:

MR. SPEAKER—The Committee on Engrossed Bills ask leave to report that they have examined the following bill, and find the same correctly engrossed:

House File No. 150, a bill for an act to authorize counties, cities and towns to refund outstanding bonded debt at a lower rate of interest, and to provide for the payment of the same.

W. S. RUSSELL, *Chairman*.

Mr. Manning, of Winnesbiek, had leave to introduce House File No. 540, a bill for an act to repeal chapter 55, of the public laws of the regular session of the Fourteenth General Assembly.

Read first and second time, and referred to Committee on Congressional Districts.

The hour having arrived for consideration of special order in reference to appropriations, on motion of Mr. O'Donnell, the special order was postponed fifteen minutes.

REPORT OF COMMITTEE.

Leave was granted Mr. Stone, to submit a report from the Committee on Ways and Means, with accompanying bill, House File No. 541, a bill for an act making appropriations for the purchase of the girls' department of the Reform School.

Read first and second time, and passed on file.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred the memorial of O. H. P. Scott, proposing to sell to the State certain property near Farmington, in Van Buren county, for the purpose of the girls' department of the Reform School, beg leave to report that they have had the same under consideration, and have instructed me to report a bill to the House with the recommendation that it do pass.

WM. M. STONE, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Stone to submit a report from the Committee on Ways and Means, with accompanying bill, House File No. 542, a bill for an act for appropriation to the Normal School at Cedar Falls.

Read first and second time and passed on file.

Leave of absence was granted Mr. Russell.

Mr. Stone, from the Committee on Ways and Means and Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations beg leave to report that they have had under consideration a bill for an act making appropriations for the maintenance for the Normal School at Cedar Rapids, and have instructed me to report the same to the House with the recommendation that it do pass.

WM. M. STONE, *Chairman.*

Ordered passed on file.

Mr. Alford submitted the following report from the Committee of Conference on House File No. 25 and Senate File No. 106 :

REPORT OF COMMITTEE OF CONFERENCE.

Your Committee of Conference on the disagreement between the two Houses on Senate File No. 106, and substitute for House File No. 25, beg leave to report that they have met, and after a full and frank conference beg leave to report the following :

They recommend :

1. That the Senate recede from its substitute for the bills above named.

2. That substitute for House File No. 25 be amended by striking out of line 7, of section 1, the word "ten," and insert the word "twenty," and when thus amended that the bill do pass.

3. That Senate File No. 106 be indefinitely postponed.

All of which is respectfully submitted :

JOHN S. WOOLSON,
D. D. CHASE,
S. HARNED,

Committee on part of the Senate.

LORE ALFORD,
C. M. WATERMAN,
G. W. CROOKS,

Committee on part of the House.

Leave was granted Mr. Parker to submit the following report from the Committee on Cities and Towns :

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 460, a bill for an act to provide for the sick poor of cities of certain classes, beg leave to report that they have had the same under consideration, and have prepared a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 520 and petition, a bill for an act to legalize the revised ordinances of the city of Vinton, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 308 and Senate File No. 277, bills for an act requiring that officers in certain cities shall receive a fixed compensation, and that all fees now allowed such officers be paid into the treasuries of such cities, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended as follows: Strike out "in," after the word "that," in the first line, and all of the third line after the word "charter," to and including "20,000," in the fourth line thereof; and to insert in lieu thereof, "may provide by ordinance that," and so amended it do pass, as a substitute for both.

J. M. PARKER, *Chairman.*

Ordered passed on file.

UNFINISHED BUSINESS.

On House File No. 260, question recurring on the amendment offered by Mr. O'Donnell, the amendment was adopted.

Bill read a third time.

Mr. O'Donnell moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Elliott, Flick, Gardner, Gray, Hadley, Heron, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, McAllister, McCartney, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wright of Wayne, Yoran, Young, and Mr. Speaker—72.

The nays were:

Messrs. Coomes, Deweese, Duncan, Fast, Gay, Hallock, Hoag, Kopp, Macy, Nichol, Ratcliff, Walker, and Wood—13.

Absent or not voting:

Messrs. Bowdish, Clayton, Doty, Gammons, Gleason, Gordon, Hamilton, Hiatt, Israel, Lyon, Manning of Carroll, Miles, Rhode, Ura, and Wright of Warren—15.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Stone, to submit a report from the Committee on Ways and Means:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was recommitted House File No. 304, a bill for an act making appropriations for the State University, beg leave to report that they have had the same under consideration, and have adopted a certain amendment, and have instructed me to report the same back to the House, and that as so amended the same do pass.

STONE, *Chairman.*

Ordered passed on file.

The hour having arrived for the consideration of special order, on motion of Mr. Stone, special order was taken up.

On motion of Mr. Stone, substitute for House File No. 378, a bill for an act making appropriations to the Iowa Agricultural College, with report of committee recommending that it do pass was taken up and considered.

The bill was read a third time.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Fast, Gardner, Gay, Gordon, Gray, Hadley, Hallock,

Heron, Hiatt, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—81.

The nays were:

Messrs. Bradley, Duncan, Elliott, Flick, Higgins, Hotchkiss, Sherard, Stephenson, Tyson, Williams, and Wright of Wayne—11.

Absent or not voting:

Messrs. Clayton, Doty, Gammons, Gleason, Hamilton, Israel, Miles, and Russell—8.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, substitute for House File No. 304, a bill for an act for an endowment of the State University, with report of committee recommending it do pass, was taken up and considered.

Mr. Rickel moved to strike out all after the enacting clause.

The motion did not prevail.

Mr. Nichol moved to amend by striking out the words "twenty thousand" and insert "twelve thousand five hundred," in lines two and three, section 1; also strike out the words "five thousand" and insert "\$3,125" wherever it occurs.

Mr. Stone moved the previous question.

The motion was seconded.

Mr. Nichol's amendment did not prevail.

Question, shall the main question be now put, was decided in the affirmative.

The substitute was adopted and the bill ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

Mr. Rickel demanded the yeas and nays.

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—78.

The nays were:

Messrs. Allen, Ashby, Chapman, Gardner, Hiatt, Higgins, Hoag, Kauffman, Knoll, Manning of Winneshiek, Ratcliff, Rickel, Tyson, and Williams—14.

Absent or not voting :

Messrs. Clayton, Doty, Gammons, Gleason, Israel, Manning of Carroll, Miles, and Russell—8.

So the rule was suspended and the bill read a third time.

Leave of absence was granted Mr. Young for the balance of the session.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gay, Gordon, Gray, Hamilton, Heron, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Kopp, Lyman, Lyon, McAllister, Macy, Mallory, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—67.

The nays were:

Messrs. Allen, Ashby, Chapman, Coomes, Duncan, Gardner, Hadley, Hallock, Hiatt, Higgins, Hoag, Kauffman, Knoll, Lessenger, McCartney, Manning of Winneshiek, Maynard, Ratcliff, Rickel, Sherrard, Stephenson, Tyson, Walker, Warnock, Whaley, Williams, and Wright of Wayne—26.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Israel, Manning of Carroll, Miles, and Russell—7.

So the bill passed, and the title was agreed to.

Mr. Holbrook moved to reconsider the vote by which the bill was passed, and moved to lay the motion on the table.

The motion prevailed.

Mr. Ure moved to lay the motion to reconsider the vote by which Senate File No. 34 was passed on the table.

The motion prevailed.

On motion of Mr. Bradley the House adjourned until 9:30 o'clock, to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }
Des Moines, Iowa, March 14, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. Calvin.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed by the Senate to request your honorable body to return to the Senate :

Senate File No. 242, a bill for an act for the protection of sheep.

J. A. T. HULL, *Secretary*

REPORTS OF COMMITTEES.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 524, a bill for an act to legalize the Independent district of Sioux Rapids, in the county of Buena Vista, State of Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be referred to the Committee on Judiciary.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was referred Joint Resolution authorizing the Governor to appoint commissioners to inquire as to the expediency of adopting an amended orthography for public documents, and report thereon to the next General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be adopted.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Schools, to whom was recommitting House File No. 216, a bill for an act to repeal a part of section 1774, title 12, Chapter 9, of the Code, in relation to school superintendent, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 450, a bill for an act to legalize certain cor-

porate acts of the city of Charles City, Floyd county Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

On motion of Mr. Jaqua, House File No. 471 was made a special order after the consideration of the Female Suffrage resolution.

On motion of Mr. Lyon, House File No. 450, a bill for an act to legalize certain corporate acts of Charles City, Iowa, with report of Committee recommending that it do pass, was taken up and considered.

Mr. Lyon moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Bolton, Doty, Gammons, Gleason, Israel, Mallory, Miles, Morse, Russell, and Young—10.

So the bill passed and the title was agreed to.

Mr. Stone moved to take up House File No. 286, a bill for an act to amend section 2, chapter 123, of the acts of the Sixteenth General Assembly.

The motion prevailed.

Mr. Morse moved to call up the motion to reconsider the vote by which House File No. 286 was ordered engrossed.

The motion prevailed.

Mr. Morse moved to reconsider the vote by which House File No. 286 was ordered engrossed.

The motion did not prevail.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Duncan, Flick, Gordon, Hallock, Hoag, Jamison, Johnson, King, Knoll, Lessenger, McAllister, Manning of Carroll, Manning of Winneshiek, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake,

Rhode, Rickel, Scott, Seeley, Stone, Taylor, Terry, Tiffin, Updegraff, Ure, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Mr. Speaker—52.

The nays were:

Messrs. Ashby, Deweese, Fast, Gardner, Gay, Gray, Hadley, Holbrook, Hotchkiss, Jaqua, Kauffman, Kopp, Lyman, Lyon, McCartney, Mallory, Maynard, Morse, Parkinson, Perrin, Ratcliff, Seaman, Seymour, Sherrard, Stephenson, Tremain, Tyson, Waterman, Whaley, Williams, Wood, Wright of Wayne, and Young—35.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Hamilton, Heron, Hiatt, Higgins, Israel, Macy, Miles, Russell, Walker, and Yoran—13.

So the bill passed and the title was agreed to.

The Committee on Cities and Towns submitted the following report with accompanying bill, House File No. 543, a bill for an act to legalize the incorporation, ordinances and acts of officers of the town of Wilton, Iowa.

Read first and second time, and passed on file.

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred petition of citizens of Wilton, for an act to legalize the incorporation, ordinances, and acts of officers of the town of Wilton, in the county of Muscatine, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report a bill to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

On motion of Mr. Terry, House File No. 534, a bill for an act to legalize the incorporations, ordinances, and acts of officers of the town of Wilton, with report of committee recommending that it do pass was taken up and considered.

Mr. Terry moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Israel, King, Mallory, Miles, Russell, and Young—9.

So the bill passed and the title was agreed to.

Leave was granted Mr. Wright, of Warren, to introduce House File No. 544, a bill for an act to amend section 1811 of the Code, etc.

Read first and second time, and referred to Committee on Schools.

Leave was granted Mr. Rhode to introduce House File No. 545, a bill for an act to legalize the levy of a road tax in Benton township, Fremont county, Iowa.

Read first and second time, and referred to Committee on Ways and Means.

Leave was granted Mr. Wilson, of Polk, to submit a report from the Committee on Claims, with accompanying bill, House File No. 546, a bill for an act making an appropriation to Mills & Co., etc.

Read first and second time, and passed on file.

MR. SPEAKER—Your Committee on Claims, to whom was referred the claim of Mills & Co., for supplies furnished to the General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be allowed in accordance with the provision of the bill herewith submitted.

C. S. WILSON, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Wilson, of Polk, to submit a report from the Committee on Claims, with the following bill, House File No. 547, a bill for an act providing for the claim of William R. Craig.

Read first and second time, and passed on file.

MR. SPEAKER—Your Committee on Claims, to whom was referred the claim of William R. Craig, for work done and material furnished in the construction of the Asylum for the Deaf and Dumb at Council Bluffs, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be allowed in accordance with the provision of the bill for an act herewith submitted.

C. S. WILSON, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Wilson, of Polk, to introduce House File No. 548, a bill for an act providing for the payment of Co. "B," Sixth Regiment, Iowa National Guard, &c., with accompanying report.

Read first and second time and passed on file.

MR. SPEAKER—Your Committee on Claims, to whom was referred the pay-roll of Co. "B," Sixth Regiment, Iowa National Guards, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be allowed and paid in accordance with the bill herewith submitted.

C. S. WILSON, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Updegraff to introduce House File No. 549, a bill for an act to legalize the acts and incorporation of the Farmers' Mutual Fire Insurance Co., of Clayton county, Iowa.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Israel, Miles, Parker, Russell, Wood, and Young—9.

So the bill passed and the title was agreed to.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 416, a bill for an act to compel railroad companies to fence their right of way in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 168, a bill for an act to procure drainage of wet land, beg leave to report that they have had the same under consideration, and prepared a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 246, a bill for an act authorizing the Board of Supervisors to establish watering places along the public highway, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 522, a bill for an act to protect dairymen, and to prevent deception in the sale of butter, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

E. B. HOAG, *Chairman.*

Ordered passed on file.

On motion of Mr. Jamison, House File No. 168, a bill for an act to provide for ditching lands, with report of committee recommending that it do pass with substitute, was taken up and considered.

Mr. Hiatt moved that the bill be made a special order for next Wednesday.

The motion did not prevail.

Mr. Jamison moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Gardner, Gay, Gray, Hamilton, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tremain, Updegraff, Ure, Waterman, Wells, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, and Yoran—73.

The nays were:

Messrs. Ashby, Bolton, Bradley Coomes, Flick, Hadley, Hiatt, Maynard, Tiffin, Tyson; Walker, Warnock, Whaley, Wilson of Polk, and Mr. Speaker—15.

Absent or not voting:

Messrs. Doty, Gammons, Gordon, Gleason, Hallock, Heron, Israel, Manning of Carroll, Miles, Russell, Terry, and Young—12.

So the bill passed and title was agreed to.

RESOLUTION.

Mr. Stone offered the following resolution, which was adopted:

Resolved, That the clerk is hereby directed to have all bills for appropriations upon his desk forthwith, whether the same have been printed or not, for the use of the House.

On motion of Mr. Stone, the special order was taken up.

Leave was granted Mr. Mallory to introduce House File No. 550, a bill for an act to authorize county auditors to issue subpoenas, etc.

Read first and second time, and referred to Judiciary Committee.

Leave was granted Mr. Hamilton to present a petition from citizens of Denmark, Iowa, in reference to sidewalk.

Referred to the Judiciary Committee.

On motion of Mr. Wilson, of Polk, House File No. 308, a bill for an act requiring that officers in certain cities may receive a fixed compensation, &c., with report of committee recommending that it do pass as amended, was taken up and considered.

Mr. Knoll moved to amend section 1 by striking out "acting under special charters," and inserting "not acting under special charter."

Mr. Wilson, of Polk, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, Parker, Parkinson, Paul, Perrin, Ratcliff, Rickel, Scott, Seymour, Sherrard, Stephenson, Stone, Tylot, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—77.

The nays were:

Messrs. Bradley, Hoag, Knoll, O'Brien, O'Donnell, Rhode, Seaman, Seeley, Warnock, and Williams—10.

Absent or not voting:

Messrs. Bowdish, Doty, Gammons, Gleason, Israel, Miles, Peake, Russell, Seeley, Terry, Waterman, Wells and Young—13.

So the bill passed, and the title was agreed to.

Mr. Stone moved to take up House File No. 376, a bill for an act to appropriate to State Reform School at Eldora.

Mr. Macy moved to postpone further action on the bill until Saturday, the 16th, at 2 o'clock, P. M.

The motion did not prevail.

Mr. King moved to amend by adding to deficiency fund, "\$8,000."

The amendment did not prevail.

Mr. Wood moved to strike out the 5th line in section 1.

The motion prevailed.

Mr. Bradley moved to amend by adding to line 4, "or so much thereof as may be necessary."

The amendment was adopted.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Scott, Seaman, Seeley, Sherrard, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—77.

The nays were:

Messrs. Hotchkiss, Mallory, Manning of Winneshiek, Rickel, Seymour, Stephenson, Tyson, and Williams—8.

Absent or not voting:

Messrs. Allen, Baker, Bowdish, Doty, Duncan, Chapman, Gammons, Gleason, Israel, Manning of Carroll, Miles, Russell, Terry, Wilson of Kossuth, and Young—15.

So the bill passed, and the title was agreed to.

Mr. Stone had leave to call up House File No. 296, with report of committee that it do pass.

On motion of Mr. Stone, House File No. 296, a bill for an act making appropriations for the Soldiers' and Orphans' Home at Davenport, with report of committee recommending it do pass, was taken up and considered.

Mr. Stone moved to amend by striking out in line five, "\$6,000.00" and insert "\$7,000.00."

The amendment was adopted.

Mr. Stone moved to amend by striking out in seventh line, "mechanical" and insert "industrial."

The motion prevailed.

Mr. Brown moved to amend second line by striking out "at" and insert "of."

The amendment did not prevail.

Mr. Stone moved to amend by adding to seventh line the following, which was adopted:

For reimbursing Support Fund, on account.....	\$ 1,800 00
W. F. Kirk & Son.....	425.00
Total.....	<u>\$21,925.00</u>

Mr. Perrin moved to amend by striking out the fifth and seventh lines of the bill.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitutes for Senate Files Nos. 10 and 65, a bill for an act in relation to the 1st, 5th and 7th judicial circuits of the State, sub-dividing the same, providing for the appointment and election of judges of the circuit courts therein, &c.

J. A. T. HULL, *Secretary*.

Mr. Stone moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question recurring on the amendment to strike out lines five and seven, Mr. Perrin demanded the yeas and nays.

The yeas were:

Messrs. Allen, Ashby, Deweese, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Heron, Higgins, Hotchkiss, Jamison, Kauffman, Knoll, Kopp, Lessenger, Lyon, Mallory, Manning of Winneshiek,

Maynard, Perrin, Ratcliff, Rickel, Seymour, Sherrard, Stephenson, Tyson, Ure, Walker, Warnock, Williams, and Wright of Wayne—33.

The nays were :

Messrs. Alford, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Crooks, Curtiss, Flick, Gay, Gordon, Gray, Hamilton, Hiatt, Hoag, Holbrook, Jaqua, Johnson, King, Lyman, McAllister, McCartney, Macy, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Scott, Seaman, Seeley, Stone, Taylor, Terry, Tiffin, Tremain, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Mr. Speaker—52.

Absent or not voting:

Messrs. Baker, Chapman, Coomes, Doty, Gammons, Gleason, Israel, Manning of Carroll, Miles, Parker, Rhode, Russell, Updegraff, Wells, and Young—15.

So the motion to amend did not prevail.

On motion of Mr. Stone, the time of adjournment was extended five minutes.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Curtiss, Elliott, Flick, Gay, Gordon, Gray, Hamilton, Hoag, Holbrook, Jaqua, Johnson, King, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Scott, Seaman, Seeley, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Mr. Speaker—53.

The nays were :

Messrs. Allen, Ashby, Baker, Crooks, Deweese, Duncan, Fast, Gardner, Hadley, Hallock, Heron, Hiatt, Higgins, Hotchkiss, Jamison, Kauffman, Knoll, Kopp, Lyon, Mallory, Manning of Winneshiek, Parkinson, Perrin, Ratcliff, Rickel, Seymour, Sherrard, Stephenson, Tyson, Ure, Walker, Warnock, Williams, and Wright of Wayne—34.

Absent or not voting:

Messrs. Baker, Chapman, Gammons, Doty, Gleason, Israel, Lessenger, Miles, Rhode, Russell, Wells, Whaley, and Young—13.

So the bill passed and title was agreed to.

At 12, m., the Speaker adjourned the House until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Mr. Lyon introduced House File No. 551, a bill for an act to amend section 602, chapter 2, of the Code.

Read first and second time, and referred to the Committee on Cities and Towns.

REPORTS OF COMMITTEE.

Leave was granted Mr. Stone to submit the following reports from the Committee on Ways and Means:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 211, a bill for an act authorizing the establishment of a depository, or depositories, in the city of Des Moines, for the collection of drafts, checks, and certificates of deposit received by the Treasurer of State on account of State dues, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 319, a bill for an act to repeal chapter 156, of the laws of the Sixteenth General Assembly, and to amend section 4783, chapter 2, title 26, of the Code, and as so amended to enact the same in lieu thereof, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 220, a bill for an act to establish and maintain a Normal School at LeMars, in the county of Plymouth, beg leave to report that they have had the same under consideration, and have introduced certain amendments, which are noted on said bill, and have instructed me to report the same back to the House with the recommendation that it do pass as amended.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 406, a bill for an act to repeal chapter 35, laws of the Fifteenth General Assembly, and chapter 97, laws of the Sixteenth General Assembly, relating to the leasing of convict labor at the Penitentiary, and to enact a substitute therefor, beg leave to report that they have had the same under con-

sideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred Senate File No. 234, a bill for an act appropriating money to defray the expenses incurred by reason of the threatened riots during the summer of 1877, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

W. M. STONE, *Chairman*.

Ordered passed on file.

Leave was granted Mr. McAllister, from the Special Committee to submit the following report:

MR. SPEAKER—Your Committee on Medicine and Surgery, to whom was referred House File No. 479, a bill for an act to establish a State Board of Health, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

MCALLISTER, *Chairman*.

Ordered passed on file.

The Speaker submitted a communication from the Governor in reference to the Rock Island Arsenal Bridge, which was read and referred to the Judiciary Committee.

Mr. Brown moved to reconsider the vote by which House File No. 296 was passed.

Mr. Wilson, of Polk, moved a call of the House, which was ordered.

The clerk proceeded to call the roll. Pending which, on motion of Mr. Hiatt, further proceedings under the call were dispensed with.

Mr. Stone moved to lay the motion to reconsider on the table.

Mr. Deweese demanded the yeas and nays.

The yeas were:

Messrs. Alford, Barrett, Bliedung, Bloom, Bolton, Bradley, Calvin, Carson, Coomes, Curtiss, Flick, Gay, Gordon, Gray, Hamilton, Jaqua, Johnson, King, Lyman, McAllister, McCartney, Macy, Morse, Mueller, Nichol, O'Brien, Parker, Paul, Peake, Scott, Seaman, Seeley, Stone, Taylor, Tiffin, Tremain, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, and Mr. Speaker—43.

The nays were:

Messrs. Allen, Ashby, Baker, Brown, Chapman, Crooks, Deweese, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, Knoll, Kopp, Lyon, Malory, Manning of Winneshiek, Maynard, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Seymour, Sherrard, Stephenson, Tyson, Ure, Walker, Warnock, Whaley, Williams, and Wright of Wayne—41.

Absent or not voting:

Messrs. Bowdish, Clayton, Doty, Gammons, Gleason, Holbrook, Israel, Lesseenger, Manning of Carroll, Miles, O'Donnell, Russell, Terry, Updegraff, Wright of Warren, and Young—16.

So the motion to lay the motion to reconsider on the table prevailed.

On motion of Mr. Stone, substitute for Senate Files Nos. 10 and 65,

bills for an act relating to the first, fifth, and seventh Judicial Circuits. Report of committee recommending it do pass, was adopted.

Mr. Wilson, of Polk, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Duncan, Fast, Flick, Gay, Gray, Hadley, Hallock, Hamilton, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Tiffin, Walker, Warnock, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—65.

The nays were:

Messrs. Bliedung, Bowdish, Curtiss, Elliott, Gardner, Gordon, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jaqua, Lyon, Manning of Winneshiek, Parkinson, Rhode, Taylor, Updegraff, Ure, Wells, Whaley, Williams, and Yoran—23.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Holbrook, Israel, Miles, O'Donnell, Russell, Terry, Tremain, Tyson, and Young—12.

So the bill passed and the title was agreed to.

On motion of Mr. Stone substitute for House File No. 265, a bill for an act for appropriations for the blind, with report of committee recommending it do pass, was taken up and considered.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Flick, Gay, Gordon, Gray, Jamison, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Scott, Seaman, Seeley, Stone, Taylor, Tiffin, Tremain, Updegraff, Waterman, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—55.

The nays were:

Messrs. Allen, Crooks, Deweese, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Kauffman, Kopp, Mallory, Manning of Winneshiek, Ratcliff, Rhode, Rickel, Seymour, Sherrard, Stephenson, Tyson, Walker, Warnock, Wells, Williams, and Wilson of Kossuth—31.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Holbrook, Israel, Lessenger, Miles, Manning of Carroll, O'Donnell, Russell, Terry, Ure, Whaley, and Young—14.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, House File No. 541, a bill for an act to make an appropriation for the Girls' Reform School, with report of committee recommending it do pass, was taken up.

RESOLUTION.

Mr. Updegraff offered the following resolution:

Resolved, That House File No. 541, be recommitted to the Ways and Means Committee, with instructions to report a bill authorizing the renting of a suitable property for a Girls' Reform School, at a rental of not exceeding five hundred dollars per annum.

Mr. Tremain moved the previous question, which was seconded.

The question being, shall the main question be now put? it was decided in the affirmative.

On the question, shall the bill be referred to the Committee on Ways and Means? the motion prevailed.

On motion of Mr. Stone, House File No. 300, a bill for an act to appropriate money for the Iowa Hospital for the Insane, at Independence, with report of committee recommending the substitute do pass, was taken up and considered.

Mr. Mallory moved to strike out lines six, seven and eight.

The motion did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Flick, Gardner, Gay, Gordon, Hadley, Hiatt, Holbrook, Hotchkiss, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Waterman, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—70.

The nays were:

Messrs. Deweese, Duncan, Elliott, Fast, Hallock, Heron, Higgins, Hoag, Jamison, Lessenger, Mallory, Nichol, Walker, Warnock, and Wells—15.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Gray, Hamilton, Israel, Manning of Carroll, Miles, O'Donnell, Parkinson, Rhode, Russell, Terry, Updegraff, and Young—15.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, House File No. 534, a bill for an act for appropriations for Anamosa Penitentiary, with report of committee recommending it do pass, was taken up.

Mr. Hotchkiss moved to strike out the fifth and sixth lines of the bill, and demanded the yeas and nays.

Mr. Rickel moved to amend by inserting \$30,000 in sixth line, and striking out \$60,000 in same line.

The motion did not prevail.

Mr. Morse moved to amend the amendment by adding after the end of sixth line, "not more than 30,000 of which sum shall be drawn out of the State Treasury during the year ending March 1, 1879."

The amendment was adopted.

Mr. Mallory moved to strike out "south wing of cell house," in 3d line.

On the motion to strike out fifth and sixth lines, the yeas and nays were demanded, and

The yeas were:

Messrs. Crooks, Deweese, Duncan, Elliott, Fast, Flick, Heron, Hiatt, Hotchkiss, Lessenger, Mallory, Manning of Winneshiek, Rickel, Sherrard, Stephenson, Tyson, Warnock, and Williams—18.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Gardner, Gay, Gordon, Hadley, Higgins, Hoag Holbrook, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Scott, Seaman, Seymour, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—66.

Absent or not voting :

Messrs. Doty, Gammons, Gleason, Gray, Hallock, Hamilton, Israel, Jaqua, Manning of Carroll, Miles, O'Donnell, Rhode, Russell, Seeley, Terry, and Young—16.

So the motion to strike out, did not prevail.

Mr. Hoag moved to strike out "\$60,000," and insert "\$40,000."

The motion did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Flick, Gardner, Gay, Gordon, Hadley, Hiatt, Holbrook, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyon, McAllister, McCartney, Macy, Morse, Mueller, Nichol, O'Brien, Parkinson, Paul, Peake, Ratcliff, Seaman, Seymour, Stone, Taylor, Tiffin, Updegraff, Ure, Waterman, Wells, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Yoran, and Mr. Speaker—55.

The nays were :

Messrs. Crooks, Deweese, Duncan, Elliott, Fast, Hallock, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Jamison, King, Lessenger, Lyman, Mallory, Maynard, Parker, Perrin, Rickel, Scott, Sherrard, Stephenson, Tremain, Tyson, Warnock, Williams, Wood, and Wright of Wayne—30.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Gray, Israel, Manning of Carroll, Manning of Winneshiek, Miles, O'Donnell, Rhode, Russell, Seeley, Terry, Walker, and Young—15.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Macy, from Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Senate File No. 258, a bill for an act to require fire insurance companies doing business in this State to cancel policies in certain cases.

Joint Resolution, relative to appointment of Immigration Commissioners.

Memorial and Joint Resolution in reference to securing a commercial highway by water, between the Mississippi River and Lake Michigan, via the valleys of the Fox and Wisconsin rivers.

Senate File No. 272, a bill for an act to legalize the levy of certain taxes in the county of Jefferson, in the State of Iowa.

Joint Resolution for the relief of Hon. James A. Guthrie.

House File No. 425, a bill for an act appropriating money to defray inauguration expenses.

House File No. 417, a bill for an act to confer the tax voted in Whitebreast township, Warren county, Iowa, June 10, 1876, upon the Chariton, Des Moines & Southern Railroad Company.

House File No. 505, a bill for an act to legalize the incorporation of the town of Emmettsburg, in Palo Alto county, Iowa, the election of its officers, and the acts done and ordinances passed by the council of said town.

House File No. 269, a bill for an act to legalize the incorporation of town of Stuart, and its ordinances, and the acts of its officers thereunder.

House File No. 348, a bill for an act to legalize an election held for the purpose of redistricting the township of Van Buren, Keokuk county, Iowa, and to legalize the independent districts created in pursuance of the vote at said election.

House File No. 480, a bill for an act legalizing a certain mortgage deed made to the school fund of Washington county, Iowa.

House File No. 158, a bill for an act to amend section 4117, title 25, chapter 4, of the Code.

House File No. 160, a bill for an act to vest title in the heirs, devisees, or assignees of deceased patentees.

Senate File No. 233, a bill for an act to provide for the payment of the expenses of committees appointed to visit the State institutions.

Senate File No. 254, an act to provide for the giving of the bond mentioned in an act entitled an act in relation to the lands granted to the State of Iowa by an act of Congress, entitled an act for a grant of lands to the State of Iowa in alternate sections, to aid in the construction of a railroad in said State, approved May 12, 1864, and to grant to

and impose upon the Chicago, Milwaukee and Saint Paul Railway Company the powers and liabilities mentioned in chapter 4, title 10, of the Code.

Senate File No. 73, an act to amend chapter 26 of the laws of the Sixteenth General Assembly, in relation to the support of the poor.

Senate File No. 128, an act authorizing Sioux county, Iowa, to have made corrected index and record of deed record "A," from Woodbury county.

House File No. 186, a bill for an act to amend chapter 64, laws of the Sixteenth General Assembly, amending section 1793, providing for the county superintendent as arbitrator in case of disagreement of the boards of directors, determining where children shall attend school.

Senate substitute for House File No. 184, a bill for an act to amend section 798 and to repeal section 799, of title 6, chapter 1, of the Code, relating to exemptions for planting and cultivating forest trees.

House File No. 358, a bill for an act to provide for the construction and maintenance of county bridges on county line roads, when site of bridge is wholly within one or the other county.

House File No. 360, a bill for an act to amend section 2049, of chapter 1, title 14, of the Code, and fixing the weight of a bushel of charcoal.

Senate File No. 11, an act to legalize an election held in the town of Lisbon, county of Linn, State of Iowa, and to legalize the acts of the mayor and town council.

Senate File No. 233, an act to provide for the payment of the expenses of the committees appointed to visit the State institutions.

Senate File No. 160, a bill for an act to define investments of Life Insurance Companies, and amendatory of sections 1169 and 1179 of the Code of Iowa.

ELWOOD MACY, *Chairman.*

Mr. Tyson moved to adjourn.
The motion did not prevail.

INTRODUCTION OF BILLS.

Leave was granted Mr. Stone, from the Committee on Ways and Means, to introduce the following bills:

House File No. 552, an act to amend section 1630 of the Code, providing for the support of the Orphans' Home.

Read first and second time, and passed on file.

House File No. 553, a bill for an act to amend section 1692 of the Code, in relation to appropriation for current expenses of the Deaf and Dumb.

Read first and second time, and passed on file.

House File No. 554, a bill for an act to amend section 4783 of the Code, and chapter 156 of the laws of the Sixteenth General Assembly, in relation to salaries of officers of the Penitentiary of the State.

Read first and second time, and passed on file.

House File No. 555, a bill for an act to amend section 1693 of the Code, relating to appropriation for ordinary expenses of the Deaf and Dumb.

Read first and second time, and passed on file

House File No. 556, a bill for an act to amend section 1676 of the Code, in relation to appropriation for current expenses of the College for the Blind.

Read first and second time, and passed on file.

House File No. 557, a bill for an act to repeal section 1112 of the Code, and to enact a substitute therefor.

Read first and second time, and passed on file.

House File No. 558, a bill for an act to repeal section 12, chapter 142, of the laws of the Sixteenth General Assembly.

Read first and second time, and passed on file.

House File No. 559, a bill for an act to amend chapter 137, of the acts of the Sixteenth General Assembly.

Read first and second time, and passed on file.

House File No. 560, a bill for an act to amend section 4785 of the Code.

Read first and second time, and passed on file.

On motion of Mr. Ratcliff, the House adjourned until 9:30 o'clock, to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 15, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Kane.

Pending the reading of the journal of yesterday, the further reading was dispensed with, on motion of Mr. Jaqua.

Mr. Hiatt filed a motion to reconsider the vote on House Files Nos. 534 and 300.

Mr. Macy filed a motion to reconsider the vote on House Files Nos. 295, 265, 366 and 296.

On motion of Mr. Hallock, House File No. 359, a bill for an act to repeal section 1767, chapter 9, title 12 of the Code was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Fast, Flick, Gardner, Gray, Hadley, Hallock, Heron, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lyman, McAllister, McCartney, Macy, Manning of Winneshiek, Morse, Nichol, O'Brien, O'Donnell, Paul, Peake, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Sherrard, Stone, Taylor, Terry, Tiffin, Tyson, Updegraff, Ure, Warnock, Wells, Whaley, Wilson of Polk, Wood, Yoran, and Mr. Speaker—62.

The nays were:

Messrs. Aller, Ashby, Crooks, Duncan, Elliott, Gordon, Hiatt, Higgins, Hotchkiss, Kopp, Lessenger, Lyon, Mallory, Manning of Carroll,

Maynard, Mueller, Parker, Parkinson, Perrin, Russell, Seymour, Stephenson, Tremain, Walker, Waterman, Williams, Wilson of Kossuth, and Wright of Wayne—28.

Absent or not voting:

Messrs. Alford, Doty, Gammons, Gay, Gleason, Hamilton, Israel, Miles, Wright of Warren, and Young—10.

So the bill passed and the title was agreed to.

On motion of Mr. Bradley, House File No. 395, a bill for an act to legalize the indexing of the records of Crawford county, with report of committee recommending substitute do pass, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Bradley moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson Chapman, Clayton, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wells, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Mr. Speaker—91.

The nays were:

Messrs. Curtiss, and Rickel—2.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Israel, Miles, Wright of Warren, and Young—7.

So the bill passed and the title was agreed to.

RESOLUTION.

Mr. Deweese offered the following resolution, which was adopted:

Resolved, That from and after this date, the House will convene at 9 o'clock, A. M.

On motion of Mr. O'Brien, House File No. 447, a bill for an act for improving public highways, etc., with report of committee recommending it do pass, was taken up and considered.

The bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gay, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauff-

man, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Morse, Mueller, O'Brien, O'Donnell, Parker, Paul, Peake, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Waterman, Wells, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, and Mr. Speaker—73.

The nays were:

Messrs. Ashby, Bowdish, Gardner, Gordon, Gray, Heron, Lyon, Manning of Winneshiek, Maynard, Nichol, Parkinson, Perrin, Russell, Terry, Ure, Whaley, Williams, Wood, and Yoran—18.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Hamilton, Israel, Lessenger, Miles, Russell, and Young—9.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 299, a bill for an act making it unlawful for officers of State institutions to contract indebtedness in excess of appropriations or divert funds from purposes for which the same were appropriated, and providing a punishment therefor.

A. T. McCARGAR, *First Assistant Secretary.*

On motion of Mr. Baker, House File No. 530, a bill for an act to amend section 912 of the Code, with report of committee recommending it do pass, was taken up and considered.

Mr. Updegraff moved to amend by inserting in sixth or seventh line, after the word "bank," "or banks."

The amendment was adopted.

Mr. Baker moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Johnson, Kauffman, Knoll, Lessenger, Lyman, Lyon, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Wells, Whaley, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—74.

The nays were:

Messrs. Barrett, Chapman, Crooks, Curtiss, Hadley, Holbrook, Jamison, King, Kopp, McAllister, Manning of Carroll, Russell, Seymour, Stephenson, Williams, Wilson of Polk, and Yoran—17.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Israel, Jaqua, Miles, Ure, Waterman, and Young—9.

So the bill passed, and the title was agreed to.

Mr. Bliedung moved that substitute for House Files Nos. 114, 137, 219, 229 and 232, be made a special order for to-morrow, Saturday, at 9 o'clock.

The motion prevailed.

On motion of Mr. Stone, House File No. 373, a bill for an act for appropriations for the Asylum for Feeble-Minded Children, with report of committee recommending that substitute do pass was taken up and considered.

Mr. Hiatt moved to strike out "\$10,000," in 5th line, and insert "\$5,000."

The amendment was lost.

Mr. Morse moved to amend as follows, which was adopted: But no part of this shall be drawn unless the support fund is found insufficient, and then upon the order of the president of the board, as the same may be necessary. Add to 5th line.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Duncan, Flick, Gardner, Gay, Gordon, Gray, Hamilton, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Warnock, Waterman, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—71.

The nays were:

Messrs. Elliott, Fast, Hadley, Heron, Hiatt, Kauffman, Lessenger, Lyon, Perrin, Walker, Williams, Wilson of Kossuth, and Wood—13.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Israel, Hallock, Hotchkiss, Mallory, Manning of Winneshiek, Miles, Rickel, Sherrard, Ure, Wells, Whaley, and Young—16.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, House File No. 542, a bill for an act for the maintenance of Normal School at Cedar Falls, with report of committee recommending that it do pass was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Rickel moved to reconsider the vote by which the bill was ordered engrossed for a third reading.

The motion prevailed.

At 12, m., the Speaker adjourned the House until 2 o'clock, p. m.

AFTERNOON SESSION.

2 o'clock, P. M.

The House was called to order by the Speaker,
Consideration of House File No. 542 was resumed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 237, a bill for an act to prevent the making and publication of false or deceptive statements in relation to the business of fire insurance.

Also, have passed without amendment:

Substitute for House File No. 308, a bill for an act requiring that officers in certain cities may receive a fixed compensation, and that all fees now allowed such officers shall be paid into the treasuries of such cities.

House File No. 539, a bill for an act to change the name of the town of Dayton, in the county of Washington, and State of Iowa, to "Daytonville."

House File No. 543, a bill for an act to legalize the incorporation, ordinances and acts of officers of the town of Wilton, Muscatine county, Iowa.

House File No. 549, an act to legalize the acts and incorporation of the Farmers' Mutual Fire Insurance Company of Clayton county, Iowa.

Also, that the Senate has concurred in House amendments to Senate File No. 15.

Also, that the Senate has refused to concur in House amendments to Senate File No. 34, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly, in relation to empowering cities to extend their corporate limits.

Also, that the Senate has passed House File No. 493, a bill for an act legalizing the acts of the County Recorders of Lee county, Iowa, in recording mortgages on town lots and other city property with the deeds in town lot record, with the following amendment: Add to publication clause the words, "without expense to the State."

I am also directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 250, a bill for an act to repeal section 5, chapter 137, laws of the Sixteenth General Assembly, and sections 4785 and 4787 of the Code, relating to the support of the convicts in the penitentiaries at Fort Madison and Anamosa, and to enact a substitute therefor.

J. A. T. HULL, *Secretary*.

Mr. Updegraff had leave to introduce House File No. 561, a bill for an act to repeal chapter 129, of the laws of the Sixteenth General Assembly.

Read first and second time.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

Mr. Alford demanded the yeas and nays.

The question being, on the suspension of the rule?

The yeas were:

Messrs. Allen, Ashby, Bliedung, Bradley, Brown, Crooks, Deweese, Duncan, Elliott, Fast, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, Lessenger, Mallory, Manning of Winneshiek, Ratcliff, Rickel, Russell, Seaman, Seymour, Sherrard, Stephenson, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Polk, Wright of Warren, and Wright of Wayne—41.

The nays were:

Messrs. Alford, Barrett, Bloom, Bowdish, Calvin, Carson, Chapman, Clayton, Coomes, Curtis, Flick, Gay, Gordon, Holbrook, Jaqua, Johnson, King, Knoll, Kopp, Lyman, McAllister, McCartney, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seeley, Stone, Taylor, Terry, Tremain, Waterman, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—46.

Absent or not voting :

Messrs. Baker, Bolton, Doty, Gammons, Gardner, Gleason, Israel, Lyon, Macy, Manning of Carroll, Miles, Wells, and Young—13.

So the motion to suspend the rule did not prevail.

Mr. Brown moved to strike out "employees," in fifth line; and strike out "\$12,000," and insert "\$7,000," in same line; and all of the section after the fifth line.

Mr. Wilson, of Polk, moved to strike out all after the enacting clause.

Mr. Stone demanded the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question recurring on the motion to strike out all after the enacting clause, Mr. Alford demanded the yeas and nays.

The yeas were:

Messrs. Allen, Ashby, Chapman, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Hadley, Hallock, Heron, Higgins, Holbrook, Hotchkiss, Jamison, Kauffman, Kopp, Lessenger, Mallory, Manning of Winneshiek, Ratcliff, Rickel, Russell, Scott, Seymour, Sherrard, Stephenson, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Polk, Wright of Warren, and Wright of Wayne—38.

The nays were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Curtiss, Flick, Gardner, Gay, Gordon, Hamilton, Hiatt, Hoag, Jaqua, Johnson, King, Koll, Lyman, Lyon, McAllister, McCartney, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Seaman, Seeley, Stone, Taylor, Terry, Tremain, Waterman, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—51.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Gray, Israel, Macy, Manning of Carroll, Miles, O'Donnell, Wells, and Young—11.

So the motion to strike out did not prevail.

The question recurring on the amendment to strike out all after the fifth line of section 1, strike out "employees," strike out "\$12,000," and insert "\$7,000," Mr. Updegraff demanded the yeas and nays.

The yeas were:

Messrs. Ashby, Bliedung, Bolton, Brown, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, Kopp, Lessenger, McCartney, Mallory, Manning of Winneshiek, Parker, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Stephenson, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Polk, Wright of Warren, and Wright of Wayne—44.

The nays were:

Messrs. Alford, Allen, Baker, Barrett, Bloom, Bowdish, Bradley, Calvin, Carson, Clayton, Curtiss, Flick, Gay, Gordon, Hamilton, Holbrook, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McAllister, Maynard, Morse, Mueller, Nichol, O'Brien, Parkinson, Paul, Peake, Perrin, Seeley, Sherrard, Stone, Taylor, Terry, Tremain, Waterman, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—44.

Absent or not voting:

Messrs. Chapman, Doty, Gammons, Gleason, Gray, Israel, Macy, Manning of Carroll, Miles, O'Donnell, Wells and Young—12.

So the motion to amend did not prevail.

On the question, shall the bill be engrossed for a third reading? Mr. Alford demanded the yeas and nays.

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Clayton, Curtiss, Flick, Gay, Gordon, Hamilton, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McAllister, McCartney, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Paul, Peake, Perrin, Scott, Seaman, Seeley, Stone, Taylor, Terry, Tremain, Waterman, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—46.

The nays were:

Messrs. Allen, Ashby, Bradley, Chapman, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Kauffman, Kopp, Lessenger, Mallory, Manning of Winneshiek, Parkinson, Ratcliff, Rhode, Rickel, Russell, Seymour, Sherrard, Stephenson, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Polk, Wright of Warren, and Wright of Wayne—43.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Gray, Israel, Macy, Manning of Carroll, Miles, O'Donnell, Wells, and Young—11.

So the bill was ordered engrossed for a third reading.

Mr. Wilson, of Polk, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Mr Gay moved the House adjourn.

The motion did not prevail.

On the question suspending the rules, Mr. Alford demanded the ayes and nays.

The yeas were:

Messrs. Allen, Ashby, Bliedung, Bolton, Bowdish, Bradley, Chapman, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gray,

Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, Kopp, Lessenger, Mallory, Manning of Winneshiek, Rhode, Russell, Rickel, Seymour, Sherrard, Stephenson, Stone, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Polk, Wright of Warren, and Wright of Wayne—46.

The nays were:

Messrs. Alford, Baker, Barrett, Bloom, Brown, Calvin, Carson, Clayton, Curtiss, Gay, Gordon, Holbrook, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McAllister, McCartney, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Peake, Paul, Perrin, Ratcliff, Scott, Seaman, Seeley, Taylor, Terry, Tremain, Waterman, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—43.

Absent or not voting:

Messrs. Doty, Gammons, Gleason, Hamilton, Israel, Macy, Manning of Carroll, Miles, O'Donnell, Wells, and Young—11.

So the motion to suspend the rule did not prevail.

Mr. Wood moved that the House adjourn.

Mr. Crooks moved that when the House adjourn it be until 7 o'clock this evening.

Mr Bradley moved to amend, until to-morrow morning at 9 o'clock.

The motion prevailed.

The motion to adjourn prevailed.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 16, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Brown.

Pending the reading of the journal of yesterday, the further reading of the same was dispensed with, on motion of Mr. Lyon.

INTRODUCTION OF BILLS.

Leave was granted Mr. Tremain to introduce House File No. 562, a bill for an act for the relief of C. F. Omstead.

Read first and second time, and referred to Committee on Claims.

House File No. 522, was taken up, with report of committee recommending it do pass.

Leave was granted Mr. Wilson, of Polk, to introduce House File No. 563, a bill for an act in relation to assessors.

Read first and second time, and referred to Committee on Cities and Towns.

Leave was granted Mr. Hoag to introduce House File No. 564, a bill for an act appropriating money for use of rooms occupied by committees.

Read first and second time.

Mr. Hoag moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Warnock, Waterman, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Bolton, Duncan, Gammons, Gay, Gleason, Israel, Johnson, Macy, Manning of Carroll, Miles, Seeley, Updegraff, Ure, Wells, Whaley, Wilson of Polk, and Young—17.

So the bill passed, and the title was agreed to.

The Committee on County and Township Organization had leave to introduce House File No. 565, a bill for an act defining the powers of supervisors in certain cases.

Read first and second time, and passed on file.

The question recurring on ordering House File 522 engrossed for a third reading, it prevailed.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—87.

The nays were—None.

Absent or not voting:

Messrs. Gammons, Gay, Gleason, Israel, Lyon, Macy, Manning of Carroll, Miles, O'Donnell, Updegraff, Wells, Whaley, and Young—13.

So the bill passed and the title was agreed to.

On motion of Mr. Morse, House Files Nos. 490 and 491, were made a special order to follow the bills on public charities.

REPORTS OF COMMITTEES.

Mr. Peake, from the Committee on Senatorial and Representative Districts, submitted the following report:

MR. SPEAKER—Your Committee on Senatorial and Representative Districts, to whom was referred House Files Nos. 271 and 301, bills for an act apportioning the State into Representative Districts, and declaring the ratio of representation, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the accompanying substitute, recommending that it do pass.

PEAKE, *Chairman.*

Ordered passed on file.

Mr. Hoag, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture to whom was referred House File No. 35, a bill for an act to authorize corporations other than those for pecuniary profit, to change their name, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for House Files Nos. 211 and 181, bills for an act to prevent the spreading of cuckle burrs, Canada thistles, and other thistles, and sand burrs, beg leave to report that they have had the same under consideration, and substitute the following, and as amended, have instructed me to report the same back to the House with the recommendation that it do not pass.

E. B. HOAG, *Chairman.*

Ordered passed on file.

Mr. Flick, from the Committee on Congressional Districts, submitted the following report:

MR. SPEAKER—Your Committee on Congressional Districts, to whom was referred House File No. 540, a bill for an act to repeal chapter 55 of the public laws of the regular session of the Fourteenth General Assembly, and to divide the State into Nine Congressional Districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. P. FLICK, *Chairman.*

Ordered passed on file.

Mr. Kauffman, from the Committee on Asylum for Insane, submitted the following report:

MR. SPEAKER—Your Committee on Asylum for Insane, to whom was referred House File No. 507, a bill for an act to repeal sections 1435, 1436, 1437, 1438, 1439, 1440, and 1441 of chapter 3, title 11 of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Asylum for Insane, to whom was referred House File No. 213, a bill for an act to amend section 1428 of the Code, relating to insane expenses, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

KAUFFMAN, *Chairman*.

Ordered passed on file.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 565, a bill for an act defining the powers of boards of supervisors in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. WOOD, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Hamilton to present a petition in reference to selling drugs.

Referred to Committee on Medicine.

Mr. Wood presented the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 535, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 496, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

A. J. WOOD, *Chairman*.

Ordered passed on file.

Leave of absence was granted to Messrs. Hamilton and Wells until Monday.

RESOLUTION.

Leave was granted Mr. Manning, of Winneshiek, to offer the following resolution, which was lost.

Resolved, That the Speaker of the House appoint a committee of seven as a Sifting Committee, to examine the bills before it and report those that in their judgment deserve preference, and report the same.

Leave of absence was granted Mr. Gordon until Monday.

REPORT OF COMMITTEE.

Mr. Allen, from the Committee on Iowa State Penitentiary at Fort Madison, submitted the following report:

MR. SPEAKER—Your Committee on Iowa State Penitentiary at Fort Madison, to whom was referred Joint Resolution relating to appointment of Delegate to the International Prison Congress at Stockholm, Sweden, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be adopted.

ALLEN, *Chairman*.

Ordered passed on file.

Mr. Stone moved to take up House File No. 263, a bill for an act to provide for the rebuilding and government of the Deaf and Dumb Asylum.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 273, a bill for an act to amend sections 1672 and 1676 of the Code, relating to support of the blind.

Substitute for Senate File No. 263, a bill for an act to amend section 4771, relating to fugitives from justice.

Senate File No. 284, a bill for an act to fix the salaries of the Register of the State Land Office and his deputy.

Senate File No. 247, a bill for an act to amend sections 1384 and 1390 of the Code.

Senate File No. 275, a bill for an act to amend chapter 21, laws of the Fifteenth General Assembly, relating to support of Reform School.

Senate File No. 276, a bill for an act to amend section 1630 of the Code, and chapter 94, laws of the Sixteenth General Assembly, relating to Soldiers' Orphans' Home.

Substitute for Senate File No. 195, a bill for an act for the protection of cemeteries in the State of Iowa.

Senate File No. 270, a bill for an act to repeal section 527, of chapter 10, title 4, of the Code, and enact a substitute therefor.

Substitute for Senate No. 30, a bill for an act to prohibit defendants convicted of murder being admitted to bail.

Substitute for Senate File No. 259, a bill for an act to prohibit, regulate and punish the sale of malt or vinous liquors within two miles of the corporate limits of any municipality, and within two miles of where an election is held, and to extend the powers and jurisdiction of said municipality and its officers.

Also, that the Senate has passed the following bill without amendment.

House File No. 30, a bill for an act to amend chapter 3, title 5, of the Code, regulating the election of supervisors of highways, and of township assessors, in certain cases.

J. A. T. HULL, *Secretary*.

Mr. Updegraff moved to postpone further consideration of House File No 3, until Monday, the 18th.

The motion did not prevail.

The hour having arrived for consideration of special order, substitute for House Files Nos. 114, 137, 219, 229 and 232, Mr. Bliedung moved to take them up.

The motion did not prevail.

On motion of Mr. Bliedung the bills were made a special order after the appropriation bills are disposed of.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Senate File No. 44, a bill for an act to amend section 1, chapter 57, of public laws of the Fifteenth General Assembly, in relation to holding Normal Institutes.

Senate File No. 158, a bill for an act to legalize the sale of certain school lands in Allamakee county.

And we have this day presented to the Governor for his approval the following bills, to-wit:

House File No. 358, a bill for an act to provide for the construction and maintenance of county bridges on county line roads, where site of bridge is wholly within one or the other county.

House File No. 360, a bill for an act to amend section 2049, chapter 1, title 14, of the Code, and fixing the weight of a bushel of charcoal.

Also find the following correctly enrolled.

Substitute for Senate Files Nos. 10 and 65, a bill for an act in relation to the first, fifth, and seventh judicial circuits of the State; subdividing the same, providing for appointment and election of judges of the circuit courts therein and defining the powers and duties thereof.

Senate File No. 15, a bill for an act to repeal section 3889, of chapter 3, title 24, of the Code, in relation to setting out fires, and to enact a substitute therefor.

MR. SPEAKER—Your Committee on Enrolled bills respectfully report that they have this day presented to the Governor for his approval the following bills, to-wit:

Senate File No. 160, a bill for an act to define investments of life insurance companies, and amendatory of sections 1169 and 1179 of the Code of Iowa.

Senate File No. 258, a bill for an act to require fire insurance companies doing business in this State to cancel policies in certain cases.

Senate File No. 272, a bill for an act to legalize the levy of certain taxes in the county of Jefferson, in the State of Iowa.

Senate File No. 11, a bill for an act to legalize an election held in the town of Lisbon, county of Linn, State of Iowa, and to legalize the acts of the Mayor and town council in relation thereto.

House File No. 425, a bill for an act appropriating money to defray inauguration expenses.

House File No. 417, a bill for an act to confer the tax voted in Whitebreast township, Warren county, Iowa, June 10, 1876, upon the Chariton, Des Moines & Southern Railroad Company.

Joint Resolution for relief of Hon. James A. Guthrie.

House File No. 186, a bill for an act to amend chapter 64, laws of the Sixteenth General Assembly, amending section 1793, providing for the county superintendent as arbitrator in case of disagreement of the board of directors determining where children shall attend school.

Senate substitute for House File No. 184, a bill for an act to amend section 798, and to repeal section 799, of title 6, chapter 1, of the Code, relating to exemptions for planting and cultivating forest trees.

Joint Resolution relative to the appointment of Immigration Commissioners.

Joint Resolution proposing to amend section four (4) of article three (3) of the Constitution of the State of Iowa, and to provide for its reference and publication.

Memorial and Joint Resolution in reference to securing a commercial highway by water, between the Mississippi river and Lake Michigan, via the valleys of the Fox and Wisconsin rivers.

ELWOOD MACY, *Chairman*.

Mr. Baker, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined:

Senate File No. 245, a bill for an act to amend section 990, chapter 2, title 7, of the Code of 1873;

And find the same correctly enrolled.

H. A. BAKER, *for the Committee*.

Mr. Macy also reported that the Committee on Enrolled Bills, this day presented to the Governor for his approval, the following bill, to-wit:

Senate File No. 172, a bill for an act to establish a central station of the Iowa Weather Service, and for the appointment of a director thereof.

ELWOOD MACY, *Chairman*.

Leave of absence was granted Messrs. Peake and Ratcliff, for to-day.

On motion of Mr. Stone, House File No. 263, a bill for an act for the re-building and government of the institution for the deaf and dumb, with report of committee recommending a substitute, was taken up and considered.

Mr. Stone moved to amend by adding to section 6, "there is further appropriated for the purchase of furniture for said institution, the sum of \$2,000.00."

Mr. Updegraff moved to amend section 6 by adding: "*Provided*, That no part of the money shall be paid out until the new building is completed.

The amendments prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 302, a bill for an act in relation to vacancies in offices whose incumbents are chosen by the General Assembly.

Senate File No. 303, a bill for an act to amend section 80 of chapter 4, title 2 of the Code of 1873.

Senate File No. 304, a bill for an act to legalize the boundaries of the Independent School District of Nevada, Iowa.

Substitute for Senate File No. 186, a bill for an act for the construction of fishways.

A. T. McCARGAR, *First Assistant Secretary.*

Mr. Hiatt moved to amend House File No. 263, as follows:

“There is hereby appropriated out of any funds in the treasury not otherwise appropriated, the sum of \$20,000, or so much thereof as shall be necessary, to be expended under the direction of the board of trustees, for the purpose of building four plain, comfortable cottages for the use of said institution, and the trustees shall consent to be utilized for this purpose so much of the material in the walls of the old main building and east wing, as may be suitable for that purpose; *provided*, that not more than \$5,000 of said appropriation shall be drawn from the State treasury before the first day of April, A. D., 1879, and that \$10,000 be appropriated for the purpose of erecting school and dining room.”

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 305, a bill for an act to legalize the incorporation of the town of Cherokee, in Cherokee county, Iowa.

Senate File No. 306, a bill for an act to legalize the acts of the board of directors of the independent district of Fort Dodge, in the county of Webster, in setting of and fixing the boundaries of the district township of Cooper, in the county of Webster, and the election of the board of directors of said district township of Cooper.

A. T. McCARGAR, *First Assistant Secretary.*

Mr. Bliedung moved the previous question on Mr. Hiatt's amendment, which was seconded.

On the question shall the main question be now put? it was decided in the affirmative.

On the question on the amendment, Mr. Hiatt demanded the yeas and nays.

The yeas were:

Messrs. Ashby, Bliedung, Brown, Chapman, Crooks, Deweese, Dun-

can, Elliott, Gardner, Gray, Hallock, Heron, Hiatt, Higgins, Hotchkiss, Jamison, Kauffman, Kopp, Lessenger, Lyon, Macy, Mallory, Manning of Winneshiek, Maynard, Nichol, Parker, Ratcliff, Rickel, Russell, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, and Wright of Wayne—40.

The nays were:

Messrs. Alford, Allen, Baker, Barrett, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Coomes, Curtiss, Doty, Fast, Flick, Gay, Gordon, Hadley, Hamilton, Hoag, Holbrook, Jaqua, Johnson, King, Knoll, Lyman, McAllister, McCartney, Manning of Carroll, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Paul, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Stone, Terry, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—51.

Absent or not voting:

Messrs. Gammons, Gleason, Israel, Miles, Peake, Tremain, Wells, Yoran, and Young—9.

So the motion to amend did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed

House File No. 510, a bill for an act to legalize the incorporation and ordinances of the town of Solon, Johnson county, Iowa, with the following amendment: Add to section 2 the following words: "without expense to the State."

Also, that the Senate has passed, without amendment, House File No. 397, a bill for an act to amend chapter 50, section 1, acts of the Twelfth General Assembly of the State of Iowa.

A Concurrent Resolution relative to a Joint Convention of the two Houses for the purpose of electing Trustees for the several State institutions.

A. T. McCARGAR, *First Asst. Secretary.*

On motion of Mr. Stone, the time for adjournment was extended five minutes.

Mr. Stone moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The question recurring on the substitute as amended, Mr. Stone demanded the yeas and nays.

The yeas were:

Messrs. Alford, Allen, Barrett, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Elliott, Flick, Gay, Gordon, Hamilton, Hoag, Holbrook, Jaqua, Johnson, King, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Perrin, Rhode, Scott, Seaman, Seeley, Stone, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, and Mr. Speaker—47.

The nays were:

Messrs. Ashby, Baker, Bliedung, Brown, Crooks, Deweese, Doty, Duncan, Fast, Gardner, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hotchkiss, Jamison, Kauffman, Knoll, Kopp, Lessenger, Lyon, Mallory, Manning of Winneshiek, Maynard, Parkinson, Ratcliff, Rickel, Russell, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wright of Warren, and Wright of Wayne—43.

Absent or not voting:

Messrs. Gammons, Gleason, Israel, Miles, Parker, Peake, Terry, Tremain, Wells, and Young—10.

So the substitute as amended, was adopted.

Mr. Stone moved the time for adjournment be extended five minutes.

The motion prevailed.

Mr. Alford moved the House adjourn.

The motion did not prevail.

On the question ordering the bill engrossed for a third reading, Mr. King demanded the yeas and nays.

The yeas were:

Messrs. Alford, Ashby, Barrett, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Coomes, Curtiss, Flick, Gay, Gordon, Hamilton, Hoag, Holbrook, Jaqua, Johnson, King, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Mueller, Nichol, O'Brien, O'Donnell, Paul, Perrin, Rhode, Scott, Seaman, Seeley, Stone, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, and Mr. Speaker—43.

The nays were:

Messrs. Allen, Baker, Bliedung, Brown, Chapman, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gardner, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hotchkiss, Jamison, Kauffman, Knoll, Kopp, Lessenger, Lyon, Mallory, Manning of Winneshiek, Maynard, Morse, Parkinson, Ratcliff, Rickel, Russell, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wright of Warren, and Wright of Wayne—47.

Absent or not voting:

Messrs. Gammons, Gleason, Israel, Miles, Parker, Peake, Terry, Tremain, Wells, and Young—10.

So the motion to order the bill engrossed was lost.

On motion of Mr. Gay the House adjourned until 2 o'clock this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Mr. Hiatt moved to call up the motion to reconsider the vote by which House File No. 534 was passed.

Mr. Stone moved a call of the House, which was ordered, and the following gentlemen were found absent: Messrs. Bloom, Carson, Whaley, Clayton, Coomes, Duncan, Gay, Gray, Hamilton, Lyon, Lyman, Manning of Carroll, O'Donnell, Parkinson, Paul, Seaman, Seeley, and Terry.

Leave of absence was granted Messrs. Bowdish, Curtiss, and Holbrook, for to-day.

The Sergeant-at-Arms brought to the bar of the House, the following gentlemen: Messrs. Bloom, Clayton, Carson, Gray, Hamilton, Lessenger, Lyon, Lyman, Manning of Carrell, O'Donnell, Paul, Parkinson, Seaman, Terry, and Wilson of Kossuth, who were excused.

Mr. Wilson of Polk, moved that further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Morse moved to dispense with further proceedings under the call.

The motion did not prevail.

Mr. Kauffman moved that further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Gay was excused.

Mr. Taylor moved that further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Kauffman moved to adjourn.

The motion did not prevail.

Mr. Wright of Warren, moved that further proceedings under the call be dispensed with.

The motion did not prevail.

Mr. Walker moved that Mr. Coomes be excused.

The motion did not prevail.

Mr. Hotchkiss moved that Mr. Duncan be excused.

The motion did not prevail.

REPORTS OF COMMITTEES.

Leave was granted Mr. Updegraff to submit the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 49, a bill for an act to amend chapter 145, of the acts of the Sixteenth General Assembly, in relation to taxing, and the sale of public lands for taxes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files Nos. 20, 34, and 153, bills for an act entitled an act in relation to chattel mortgages, and for obtaining the assignment and transfer, in certain cases, to junior creditors, beg leave to report that they have had the same under consideration, and have adopted a substitute, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 266, a bill for an act to legalize instruments executed pursuant to chapter 107, title 17, revision of 1860, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by striking out all after the word "majority," in the 28th line of section 1 of the bill, and when so amended that the bill do pass.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Bolton, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 65, a bill for an act for the protection of wild pigeons, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 199, a bill for an act to provide for the preservation of and better distribution of fish, by erection of fishways in dams not already provided for, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. H. BOLTON, *Chairman*.

Ordered passed on file.

Messrs. Coomes and Seeley were excused.

Leave was granted Mr. Updegraff to submit the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 531, a bill for an act to legalize the acts of county auditors and deputy county auditors, in relation to satisfaction of mortgages given to secure the school fund, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 488, a bill for an act to legalize conveyances made in accordance with the laws of other States, beg leave to report that they have had the same under consideration, and have instructed me to re-

port the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 260, a bill for an act amending section 209 of the Code, relating to the admission of graduates of the law department of the Iowa State University to practice as attorneys and counselors, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

UPDEGRAFF, *Chairman*.

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred House File No. 169, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, and the following adopted in lieu thereof: Amend chapter 54, acts of the Sixteenth General Assembly, by striking out of the 1st and 2d line of section 1 the words "organized and existing under special charters."

J. M. PARKER, *Chairman*.

Ordered passed on file.

Mr. Wright, from the Committee on Retrenchment, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment, to whom was referred House File No. 508, a bill for an act entitled an act to amend section 3784, chapter 2, title 23, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

GEO. WRIGHT, *Chairman*.

Ordered passed on file.

Mr. Mallory moved that further proceedings under the call be dispensed with.

The motion prevailed.

The question recurring on the motion to call up motion to reconsider the vote by which House File No. 534 was passed, the yeas and nays were demanded.

The yeas were:

Messrs. Ashby, Baker, Bliedung, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Kauffman, King, Knoll, Lessenger, Lyman, Lyon, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Donnell, Parker, Parkinson, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Wright of Wayne—62.

The nays were:

Messrs. Alford, Allen, Barrett, Bloom, Bolton, Bowdish, Bradley,

Brown, Calvin, Carson, Chapman, Jaqua, Johnson, Kopp, McAllister, McCartney, Mueller, Paul, Seaman, Seymour, Stone, Terry, Ure, Waterman, Yoran, and Mr Speaker—26.

Absent or not voting:

Messrs. Curtiss, Gammons, Gleason, Gordon, Holbrook, Israel, Miles, O'Brien, Ratcliff, Tremain, Wells, and Young—12.

So the motion to reconsider prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 137, a bill for an act amendatory of section 1802 of the Code

Also, that the Senate has passed without amendment:

House File No. 90, a bill for an act to provide for the assessment and taxation of telegraph lines within the State of Iowa.

House File No. 427, a bill for an act authorizing patents to issue to Neil McNeal, Richard Stebbins, and Moses Adams, for certain lands in Monona county.

House File No. 525, a bill for an act to authorize the Register of the State Land Office to change the spelling, in certain patents issued by the State.

A. T. McCARGAR, *First Assistant Secretary.*

Mr. McCartney moved to reconsider the vote by which the bill was ordered engrossed.

The motion prevailed.

Mr. Hiatt moved to amend by striking out "\$60,000.00" in sixth line, and insert, "\$40,000.00."

Mr. Nichol offered the following:

MR. SPEAKER—I move that the vote by which House File No. 542 was engrossed, be reconsidered. I wish this motion placed on file.

Mr. Lyon moved to amend by inserting in fifth line after the word "erecting," the words, "and completing one half."

The motion did not prevail.

Mr. Morse moved to amend by inserting after the word "erecting," in fifth line, "a portion of."

The motion prevailed.

Mr. Walker moved to amend section 3, in fourth line, by striking out "2,000," and insert "1,500."

The motion prevailed.

Mr. Macy moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gardner,

Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Mr. Speaker—84.

The nays were:

Messrs. Mueller, O'Donnell, and Waterman—3.

Absent or not voting:

Messrs. Curtiss, Gammons, Gleason, Gordon, Holbrook, Israel, Miles, Ratcliff, Tremain, Taylor, Wells, Wright of Warren, and Young—13.

So the bill passed and the title was agreed to.

RESOLUTION.

Leave was granted Mr. Sherrard to offer the following resolution, which was lost.

Resolved, That a Sifting Committee of ten, of the chairmen of the committees, be selected by the Speaker, and that the committee be ordered to classify the bills in such order as in their opinion will best facilitate the business of the session.

On motion of Mr. Stone, House File No. 356, a bill for an act making an appropriation for the Hospital for the Insane at Mt. Pleasant, with report of committee recommending that it do pass, was taken up and considered.

Mr. Bradley moved to strike out "\$5,000," and in lieu thereof insert "\$3,000."

The motion did not prevail.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tyson, Updegraff, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Curtiss, Gammons, Gleason, Gordon, Holbrook, Israel, Miles,

O'Brien, Ratcliff, Tremain, Ure, Wells, Wright of Warrar, and Young—14.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, House File No. 353, a bill for an act to promote fish culture in the State of Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Russell moved to strike out section 13.

The motion did not prevail.

Mr. Ure moved to strike out the enacting clause.

On the motion to strike out the enacting clause, Mr. Rickel demanded the yeas and nays.

The yeas were:

Messrs. Ashby, Baker, Barrett, Bliedung, Carson, Clayton, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gray, Hadley, Heron, Higgins, Hotchkiss, Jamison, Jaqua, Johnson Kauffman, King, Kopp, Lessenger, O'Brien, Rhode, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tyson, Ure, Walker, Williams, Wood, and Wright of Wayne—44.

The nays were:

Messrs. Alford, Allen, Bowdish, Bradley, Brown, Calvin, Coomes, Hallock, Hamilton, Hiatt, Hoag, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Donnell, Parker, Paul, Peake, Perrin, Rickel, Seaman, Stone, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Yoran, and Mr. Speaker—36.

Absent or not voting:

Messrs. Bloom, Bolton, Chapman, Curtiss, Gammons, Gleason, Gordon, Hamilton, Hiatt, Holbrook, Israel, Manning of Carroll, Miles, Parkinson, Ratcliff, Tremain, Stone, Wells, Wright of Warren, and Young—20.

So the motion to strike out the enacting clause prevailed.

Leave was granted Mr. Stone to introduce House File No. 566, a bill for an act making certain appropriations to pay the indebtedness of the State Reform School.

Mr. Parker moved to amend: "*Provided*, That no claim shall be allowed and paid as contemplated herein, if the debt was contracted contrary to law."

Mr. Hamilton moved to refer the bill to the Committee on Retrenchment.

Mr. Mallory moved to lay the bill on the table, and demanded the yeas and nays.

The yeas were:

Messrs. Ashby, Bliedung, Bradley, Brown, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gardner, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Johnson, Knoll, Kopp, Lyon, McAllister, Mallory, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, O'Brien, Parker, Ratcliff, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Stephenson, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wright of Wayne, and Yoran—54.

The nays were:

Messrs. Alford, Allen, Baker, Barrett, Bolton, Calvin, Carson, Flick,

Gay, Jaqua, Kauffman, King, Lyman, McCartney, Macy, Maynard, Mueller, Paul, Peake, Perrin, Rhode, Stone, Taylor, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, and Wright of Wayne—28.

Absent or not voting:

Messrs. Bloom, Bowdish, Chapman, Curtiss, Gammons, Gleason, Gordon, Hamilton, Holbrook, Israel, Lessenger, Miles, O'Donnell, Scott, Tremain, Wells, Wright of Warren, Young, and Mr. Speaker—18.

So the motion to lay on the table prevailed.

On motion of Mr. Ure, the Concurrent Resolution of the Senate to meet in joint convention Tuesday, at 7 o'clock, P. M., was taken up and adopted.

Mr. King filed the following motion:

MR. SPEAKER—I move to reconsider the vote by which House File No. 353 was lost, including all votes necessary to a full consideration and amendment of the bill if desired.

Mr. Stone moved that the revenue bills, including bills reported by Committee on Claims, be made a special order Monday, 18th, at 9 o'clock.

The motion prevailed.

On motion of Mr. Bradley the House adjourned until 9 o'clock A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 18, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Brown.

Pending the reading of the journal, on motion of Mr. Calvin, the further reading was dispensed with.

Leave was granted Mr. Deweese to introduce House File No. 567, a bill for an act to amend sections 3774 and 3781, relating to judges salaries.

Read first and second time, and referred to Judiciary Committee.

On motion of Mr. Bolton, Senate File No. 41, a bill for an act to amend chapter 39 of the public acts of the Fifteenth General Assembly, in relation to dividing counties into supervisor districts, with report of committee recommending that it do pass, was taken up and considered.

Mr. Bolton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Hadley, Hallock, Hamilton,

Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, McAllister, Mallory, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Perrin, Ratcliff, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Tremain, Ure, Walker, Warnock, Waterman, Wood, and Mr. Speaker—60.

The nays were:

Messrs. Chapman, Gay, Gray, Hoag, Jamison, Lyon, McCartney, Macy, Mueller, Parkinson, Rhode, Rickel, Stephenson, Taylor, Terry, Tiffin, Tyson, Williams, Wilson of Kossuth, Wilson of Polk, and Yoran—21.

Absent or not voting:

Messrs. Barrett, Bowdish, Curtiss, Duncan, Gleason, Gordon, Israel, Lessenger, Manning of Carroll, Miles, Paul, Peake, Russell, Updegraff, Wells, Whaley, Wright of Warren, Wright of Wayne, and Young—19.

So the bill passed, and the title was agreed to.

On motion of Mr. Bloom, House File No. 510, a bill for an act to legalize the incorporation and ordinances of the town of Solon, Iowa, was taken up with Senate amendment.

The question being, shall the House concur in Senate amendment?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Barrett, Bowdish, Crooks, Curtiss, Gleason, Gordon, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Miles, Peake, Stone, Updegraff, Wells, Wright of Warren, and Young—17.

So the House concurred in Senate amendment.

On motion of Mr. Crooks, House File No. 363, a bill for an act to legalize the official acts of George A. Jackson, a notary public in and for Boone county, Iowa, with report of committee recommending it do pass, was taken up and considered.

Mr. Crooks moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hol-

brook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Barrett, Bowdish, Curtiss, Gleason, Gordon, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Peake, Wells, Wright of Warren, and Young—15.

So the bill passed and the title was agreed to.

Mr. Jamison moved to take up substitute for House Files Nos. 92, 116, 159, 209, and 258.

The motion did not prevail.

Mr. Macy moved to take up House File No. 35.

The motion did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked :

Senate File No. 286, a bill for an act to repeal section 3771 of the Code, and to enact a substitute therefor, in relation to compensation of the Clerk of the Supreme Court, and fixing the amount of fees in certain cases, and providing for their collection and payment into the State treasury, and repealing section 3772 of the Code.

Also, that the Senate has passed without amendment :

House File No. 150, a bill for an act to authorize counties, cities and towns to refund outstanding bonded debt at a lower interest, and to provide for the payment of the same.

Also, that the Senate has passed :

House File No. 73, a bill for an act to amend section 2590, chapter 5, title 17, of the Code, limiting the number of changes of the place of trial in civil cases, with the following amendments: Insert after the word "section," in line 4, section 1, the following: "And provided, that after any change of venue has been taken as herein provided, and a trial had, and the jury have disagreed or a new trial has been granted, then a subsequent change of venue may be taken for any of the causes mentioned in said section." Add to section 1 the following: "Nor shall a change of venue from the county be allowed in case of appeal from a justice of the peace."

J. A. T. HULL, *Secretary.*

On motion of Mr. Jaqua, House File No. 283, a bill for an act to make cities and incorporated towns road districts, in certain cases, and to define their rights and liabilities, with report of committee recommending it do pass, was taken up and considered.

Mr. Jaqua moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Bliedung, Bloom, Bradley, Calvin, Carson, Clayton, Coomes, Deweese, Duncan, Elliott, Flick, Gammons, Gay, Hadley, Hallock, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Perrin, Ratcliff, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Tiffin, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, and Mr. Speaker—63.

The nays were:

Messrs. Ashby, Bolton, Brown, Chapman, Crooks, Doty, Fast, Gardner, Gray, Hamilton, Hiatt, Parkinson, Rickel, Russell, Stephenson, Terry, Tremain, Tyson, Updegraff, and Yoran—20.

Absent or not voting:

Messrs. Baker, Barrett, Bowdish, Curtiss, Gleason, Gordon, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Miles, Paul, Peake, Rhode, Wells, Wright of Warren, and Young—17.

So the bill passed and the title was agreed to.

Leave was granted Mr. Holbrook to submit the following minority report on House File No. 540, which was ordered printed:

MR. SPEAKER—The undersigned, being a minority of the Committee on Congressional Districts, respectfully report that we have considered House File No. 540, a bill to redistrict the Congressional Districts of the State, and recommend that said bill *do not pass*, for the reasons: *First*—That under the United States census, to be taken two years hence, the Congressional Districts throughout the State will necessarily be remodeled throughout and their number increased. This bill only affects the boundaries of districts Nos. 3 and 4, leaving all the other districts as at present constituted. The proposed change as to said district destroys the symmetry of both districts as now constituted, proposing to base the east end of each on the Mississippi river, thence extending westward in a narrow strip, being only twenty-four miles wide part of the way, and running more than half way across the State, about one hundred and seventy-five miles in length, as will be seen by referring to the map. We regard the proposed change as wholly unwise and unjustifiable, hence recommend that the Congressional Districts of the State may remain as now constituted.

N. B. HOLBROOK,
W. A. FAST,
I. K. TERRY,
JOHN GAMMONS,
Of Committee.

On motion of Mr. Tyson, House File No. 532, bill for an act to amend section 620, title 5, chapter 3 of the Code of 1873, in regard to residents before election, with report of committee recommending that it do pass was taken up and considered.

Mr. Rickel moved a proviso: "That this act shall apply only to special township and school elections."

Mr. King moved to amend the amendment: to strike out "special township elections."

Mr. Brown moved the previous question, which was seconded.

On the question, shall the main question be now put? it was decided in the affirmative.

The question recurring on the amendment to the amendment, it was lost.

The amendment was lost.

The bill was ordered engrossed for a third reading.

Mr. Morse moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Crooks, Deweese, Doty, Duncan, Flick, Gammons, Gardner, Gray, Hallock, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lyman, Lyon, McAllister, McCartney, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Seaman, Seymour, Sherrard, Stephenson, Taylor, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Wilson of Kosuth, Wood, Wright of Warren, and Wright of Wayne—60.

The nays were:

Messrs. Alford, Bradley, Chapman, Clayton, Coomes, Elliott, Fast, Gay, Hadley, Hamilton, Hoag, King, Knoll, Macy, Mallory, Mueller, O'Brien, Parker, Scott, Seeley, Stone, Tiffin, Waterman, Wilson of Polk, and Yoran—25.

Absent or not voting:

Messrs. Barrett, Bowdish, Curtiss, Gleason, Gordon, Israel, Lessenger, Miles, O'Donnell, Peake, Terry, Wells, Williams, Young, and Mr. Speaker—15.

So the bill passed and the title was agreed to.

On motion of Mr. Hotchkiss, the special order was taken up.

On motion of Mr. Stone, House File No. 458, a bill for an act making appropriations for the improvement of the penitentiary of the State at Fort Madison, with report of committee recommending that it do pass, was taken up and considered.

Mr. Rickel moved to strike out the fifth line.

The motion did not prevail.

Mr. Wood moved to amend the 4th line by striking out "repairing" and insert "building," and by striking out "one thousand five hundred" and inserting "five thousand."

The motion did not prevail.

Mr. Mallory moved to amend the 4th line. Strike out "repairing" and insert "building of iron and slate;" strike out "fifteen hundred" and insert "nine thousand five hundred, or so much as may be necessary."

The motion prevailed.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Mr. Rickel demanded the yeas and nays.

The yeas were :

Messrs. Alford, Allen, Ashby, Barrett, Bloom, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, King, Knoll, Kopp, Lyman, McAllister, Mallory, Manning of Carroll, Maynard, Morse, Mueller, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Scott, Seaman, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Wilson of Polk, Wood, Wright of Wayne, and Yoran—62.

The nays were:

Messrs. Baker, Bliedung, Bolton, Crooks, Duncan, Gardner, Hoag, Johnson, Kauffman, Lyon, McCartney, Macy, Manning of Winneshiek, Nichol, O'Brien, Rhode, Rickel, Russell, Seeley, Sherrard, Walker, Warnock, Williams, and Wilson of Kossuth—24.

Absent or not voting :

Messrs. Bowdish, Curtiss, Gleason, Gordon, Israel, Lessenger, Miles, Ure, Waterman, Wells, Whaley, Wright of Warren, Young, and Mr. Speaker—14.

So the motion to suspend the rule prevailed.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bloom, Calvin, Carson, Clayton, Coomes, Elliott, Flick, Gay, Hamilton, Holbrook, King, Kopp, Lyman, McAllister, Mallory, Maynard, O'Donnell, Parker, Paul, Perrin, Ratcliff, Scott, Seymour, Stephenson, Terry, Tiffin, Tremain, Wilson of Polk, Wood, and Yoran—34.

The nays were:

Messrs. Ashby, Bliedung, Bolton, Bradley, Brown, Chapman, Crooks, Deweese, Doty, Duncan, Fast, Gammons, Gardner, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Lyon, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, Parkinson, Peake, Rhode, Rickel, Russell, Seaman, Seeley, Sherrard, Stone, Taylor, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Kossuth, and Wright of Wayne—53.

Absent or not voting:

Messrs. Bowdish, Curtiss, Gleason, Gordon, Israel, Lessenger, Miles, Waterman, Wells, Whaley, Wright of Warren, Young, and Mr. Speaker—13.

So the bill not receiving a constitutional majority, failed to pass the House.

Mr. Stone moved to reconsider the vote by which the bill was lost.

The motion prevailed.

Mr. Stone moved to reconsider the vote by which the bill was ordered engrossed.

The motion prevailed.

Mr. Stone moved to reconsider the vote by which the amendment, inserting "\$9,500," was adopted.

The motion prevailed.

The question recurring on the amendment to strike out and insert, the amendment did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Russell, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Yoran—84.

The nays were:

Messrs. McCartney, Mallory, O'Donnell, Ratcliff, Rickel, and Scott—6.

Absent or not voting:

Messrs. Curtiss, Gleason, Gordon, Israel, Lessenger, Miles, Waterman, Wells, Young, and Mr. Speaker—10.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Polk, House File No. 547, a bill for an act providing for the payment of the claim of Wm. R. Craig, was taken up.

On motion of Mr. Deweese the bill was referred to the Committee on Judiciary.

On motion of Mr. Wilson, of Polk, House File No. 506, a bill for an act for the relief of James Admire, with report of committee recommending it do pass, was taken up and considered.

Mr. Wilson, of Polk, moved to amend as follows: "And upon his giving such receipt, the Auditor shall issue to him a warrant for the amount named."

The motion prevailed.

The bill was ordered engrossed for a third reading.

Mr. Macy moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lyman, Lyon, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Ratcliff, Rhode, Rickel, Russell, Scott, Sea-

ley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, and Mr. Speaker—72.

The nays were :

Messrs. Bolton, Bowdish, Coomes, Knoll, McAllister, Mallory, Maynard, Morse, Parkinson, Perrin, Seaman, Wood, and Yoran—13.

Absent or not voting:

Messrs. Curtiss, Duncan, Gleason, Gordon, Gray, Hamilton, Israel, King, Lessenger, Miles, Updegraff, Walker, Waterman, Wells, and Young—15.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Polk, House File No. 548, a bill for an act providing for paying Company B, Sixth Regiment Iowa National Guards, for service rendered during the strike in July, 1877, with report of committee recommending that it do pass, was taken up and considered.

Mr. Wilson, of Polk, moved to amend. Add after the word "general," in 2d line of section 2, the words, "To whom the auditor shall issue a warrant for the amount named."

The motion prevailed, and the bill was ordered engrossed for a third reading.

Mr. Wilson, of Polk, moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Elliott, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Heron, Hiatt, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Mueller, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Russell, Scott, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—73.

The nays were:

Messrs. Bradley, Fast, Hotchkise, Nichol, and Seaman—5.

Absent or not voting:

Messrs. Curtiss, Duncan, Gleason, Gordon, Hamilton, Higgins, Israel, Lessenger, Manning of Carroll, Miles, Morse, O'Donnell, Rhode, Rickel, Ratcliff, Seeley, Stone, Walker, Waterman, Wells, Wood, and Young—22.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Polk, the House adjourned until 2 o'clock, P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

RESOLUTION.

Mr. Whaley had leave to submit the following resolution, and that the same be made a special order for to-morrow.

Resolved, That the Committee on Ways and Means and Appropriations are hereby instructed to report back to this House the bill to reorganize the State militia, known as substitute for House File No. 129, to-morrow morning at 10 o'clock, A. M., and that it be made a special order then.

The resolution was not adopted.

REPORT OF COMMITTEE.

Leave was granted Mr. Manning, of Carroll, to submit reports from the Committee on Railways.

MR. SPEAKER—Your Committee on Railroads have had under consideration a bill for an act to repeal section 7, of chapter 118, of the laws of the Sixteenth General Assembly, and have instructed me to report the same to the House with the recommendation that it do pass.

And accompanying bill, House File No. 568, a bill for an act to repeal section 7, of chapter 118, laws of the Sixteenth General Assembly.

Read first and second time, and passed on file.

Also the following :

MR. SPEAKER—Your Committee on Railroads, to whom was referred Senate File No. 93, a bill for an act to amend chapter 123, of the laws of the Sixteenth General Assembly, relating to taxes in aid of railroads, which is entitled: "An act to enable townships, and incorporated towns and cities to aid in the construction of railroads," beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 444, a bill for an act to resume rights and lands conferred upon the Sioux City & St. Paul Railroad Company, by an act approved April 3d, 1866, and to re-grant the same to the Sioux City and Pembina Railroad Company, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that section 1 be amended by adding the words, "except such lands as have al-

ready been certified, without a saving clause as to conflicting claims, to said Sioux City & St. Paul Railroad Company," and that sections 2, 3 and 4 be stricken from the bill, and that as so amended it do pass.

Ordered passed on file

Also the following:

MR. SPEAKER—Your Committee on Railroads have had under consideration a bill for an act to repeal chapter 34 of the private, local, and temporary acts of the Fifteenth General Assembly of the State of Iowa, and have instructed me to report the same back to the House with the recommendation that it do pass, with accompanying bill, House File No. 569, a bill for an act to repeal chapter 34 of the private, local, and temporary acts of the Fifteenth General Assembly.

Read first and second time, and passed on file.

O. H. MANNING, *Chairman.*

Mr. Taylor, from the Committee on Reform School, submitted the following report:

MR. SPEAKER—Your Committee on Reform School, to whom was referred resolution in relation to the books of the State Reform School, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

TAYLOR, *Chairman.*

Ordered passed on file.

On motion of Mr. Wilson, of Polk, House File No. 546, a bill for an act making an appropriation for Mills & Co., for supplies, etc., with report of committee recommending that it do pass, was taken up and considered.

Mr. Wilson, of Polk, moved to amend by adding after the third line, section 2, the words, "and the auditor shall issue an order to them for the amount."

The amendment was adopted.

The bill was ordered engrossed.

Mr. Wilson, of Polk, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Warnock, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—82.

The nays were:

Mr. Russell—1.

Absent or not voting:

Messrs. Coomes, Elliott, Gleason, Gordon, Hallock, Hamilton, Israel, Lessenger, Miles, O'Donnell, Seaman, Updegraff, Walker, Waterman, Wells, Wilson of Kossuth, and Young—17.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Polk, House File No. 509, a bill for an act for the relief of Thomas E. Corkhill, W. L. Vestal, and E. Andrews, with report of committee recommending that it do pass was taken up and considered.

Mr. Duncan moved to strike out the enacting clause of the bill.

The motion prevailed.

On motion of Mr. Wilson, of Polk, House File No. 445, a bill for an act for the relief of James and O. P. Wickham, was taken up.

Mr. Wilson moved to amend by adding after the words "Council Bluffs," in 1st section, the words "and the Auditor is directed to issue a warrant to the said James and O. P. Wickham, for the above amount.

The House refused to order the bill engrossed for a third reading.

The bill was lost.

On motion of Mr. Wilson, of Polk, Senate File No. 234, a bill for an act appropriating money to defray the expenses incurred by reason of threatened riots during the summer of 1877, with report of committee recommending that it do pass was taken up and ordered printed.

On motion of Mr. Stone, House File No. 553, a bill for an act to amend section 1692 of the Code, in relation to appropriation for current expenses for the Deaf and Dumb institution, was taken up and considered.

Mr. Lessenger was excused on account of sickness.

On motion of Mr. Updegraff, Senate File No. 252 was taken up and considered.

Mr. Wright, of Warren, moved to strike out "25," in 3d line, section 1, and insert "30."

The amendment was adopted.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadlev, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—91.

The nays were—None.

Absent or not voting:

Messrs. Gleason, Gordon, Israel, Mallory, Miles, Lessenger, Parkinson, Wells, and Young—9.

So the bill passed and title was agreed to.

Mr. Knoll moved to amend the title of House File No. 252, by adding after the word "Code," "in relation to support of the Deaf and Dumb Institution."

The amendment was adopted.

Mr. Mallory moved to indefinitely postpone the further consideration of House File No. 553.

The motion prevailed.

Mr. Morse moved to take up Senate bill relating to retrenchment.

The motion prevailed.

Senate File No. 284, a bill for an act fixing the salary of the Register of the State Land Office and his deputy, was taken up.

The bill was ordered engrossed for a third reading.

Mr. Wood moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Hiatt, Higgins, Holbrook, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Maynard, Morse, Mueller, O'Brien, O'Donnell, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—76.

The nays were:

Messrs. Baker, Bradley, Clayton, Hoag, Kauffman, Lyman, Manning of Winneshiek, Nichol, Peake, Ratcliff, Sherrard, Updegraff, and Walker—13.

Absent or not voting:

Messrs. Gleason, Gordon, Heron, Hotchkiss, Israel, Lessenger, Miles, Parker, Parkinson, Wells, and Young—11.

So the bill passed, and the title was agreed to.

Senate File No. 274, a bill for an act to amend section 3762 of the Code, relating to the salary of State Librarian, was taken up.

Mr. King moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney,

Macy, Mallory, Maynard, Mueller, Nichol, O'Brien, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Wayne, and Mr. Speaker—72.

The nays were:

Messrs. Bolton, Deweese, Hadley, Hiatt, Knoll, Manning of Carroll, Manning of Winneshiek, Morse, O'Donnell, Paul, Stone, Tremain, Wilson of Polk, and Yoran—14.

Absent or not voting:

Messrs. Allen, Carson, Gleason, Gordon, Hotchkiss, Israel, Lessenger, Miles, Parker, Parkinson, Peake, Wells, Wright of Warren, and Young—14.

So the bill passed and title was agreed to.

Senate File No. 247, a bill for an act to amend sections 1384, and 1390, of the Code, was taken up.

Mr. Bradley moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—88.

The nays were:

Mr. Bolton—1.

Absent or not voting:

Messrs. Bowdish, Gleason, Gordon, Hotchkiss, Israel, Lessenger, Miles, Parker, Parkinson, Wells, and Young—11.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Wright, of Warren, from the Committee on Retrenchment, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment, to whom was referred Senate File No. 251, a bill for an act to repeal section 1580 of the Code, relating to the fees of Superintendent of Public Instruction, and to amend section 3760 of the Code, relating to the compensation of Deputy Superintendent of Public Instruction, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation

that it be amended by striking out section 2, and as so amended, that it do pass.

GEO. WRIGHT, *Chairman*.

Ordered passed on file.

On motion of Mr. Stone, Senate File No. 251, a bill for an act to repeal section 1580 of the Code, relating to the fees of Superintendent of Public Instruction, and to amend section 3760 of the Code, relating to the compensation of Deputy Superintendent of Public Instruction, with report of committee recommending that it do pass with amendment (strike out section 2), was taken up and considered.

Mr. Bliedung moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—88.

The nays were—None.

Absent or not voting:

Messrs. Bowdish, Gleason, Gordon, Israel, Lessenger, Miles, Parkinson, Rickel, Russell, Terry, Wells, and Young—12.

So the bill passed and the title was agreed to.

On motion of Mr. Bliedung, Senate File No. 275, a bill for an act to amend chapter 21, laws of the Fifteenth General Assembly, relative to support of Reform Schools, was taken up.

Read first and second time.

On the question, shall the bill be ordered engrossed for a third reading? the yeas and nays were demanded.

Mr. Stone moved to strike out "seven," and insert "eight."

The motion prevailed.

Mr. Stone, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Higgins, Hotchkiss, Jamison, Jaqua, Johnson, Kopp, Lyman, Lyon, McCartney, Mallory, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Seymour, Stephenson,

Stone, Tiffin, Tremain, Tyson, Updegraff, Ure, Warnock, Whaley, Williams, Wilson of Polk, Wood, Wright of Wayne, and Yoran—67.

The nays were:

Messrs. Alford, Chapman, Coomes, Hadley, Hiatt, Hoag, Holbrook, Kauffman, King, Knoll, McAllister, Macy, Manning of Winneshiek, Mueller, Russell, Seaman, Sherrard, Taylor, Walker, Wilson of Kossuth, and Mr. Speaker—21.

Absent or not voting:

Messrs. Bloom, Gleason, Gordon, Israel, Lessenger, Miles, Parkinson, Terry, Waterman, Wells, Wright of Warren, and Young—12.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 307, a bill for an act to legalize the incorporation of the trustees of the Algona College.

ED. E. MERRITT, *Second Assistant Secretary.*

Senate File No. 263, a bill for an act to amend section 4171 of the Code, relating to fugitives from justice.

Read first and second time, and the bill ordered engrossed for a third reading.

Mr. Hotchkiss moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Curtise, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—80.

The nays were:

Messrs. Carson, Crooks, Rickel, Seaman, Seeley, Tremain, and Tyson—7.

Absent or not voting:

Messrs. Bowdich, Gleason, Gordon, Israel, King, Lessenger, Manning of Carroll, Manning of Winneshiek, Miles, Parkinson, Stone, Waterman, Wells, and Young—13.

So the bill passed and the title was agreed to.

Senate File No. 273, a bill for an act to amend sections 1672 and 1676 of the Code, relating to the support of the blind, was taken up.

Read first and second time, and ordered engrossed for a third reading.

Mr. Morse filed a motion to reconsider the vote by which the House refused to order engrossed House File No. 263.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Baker, Doty, Gleason, Gordon, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Miles, Parker, Parkinson, Ratcliff, Wells, and Young—14.

So the bill passed and the title was agreed to.

Mr. Perrin moved that when the House adjourn it be until 7 o'clock this evening.

The motion did not prevail.

Senate File No. 276, a bill for an act to amend section 1630 of the Code, and chapter 94, laws of the Sixteenth General Assembly, relating to Soldiers' Orphans' Home, was taken up, and read first and second time.

Mr. McCartney moved to strike out the word "eight," and insert "nine."

Mr. Hiatt moved to strike out "eight," and insert "ten."

Mr. Wright, of Warren, moved to lay on the table.

The motion prevailed.

On motion of Mr. Brown, House File No. 565, a bill for an act defining the powers of supervisors in certain cases, with report of committee recommending that it do pass, was taken up and considered.

Mr. Brown moved to lay the bill on the table.

The motion prevailed.

On motion of Mr. Wright, of Warren, House File No. 516, a bill for an act requiring the Secretary of State to report statistics in relation to corporations for pecuniary profit, with report of committee recommending that it do pass, was taken up and considered.

Mr. Wright, of Warren, moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley

Brown, Chapman, Clayton, Coomes, Crooks, Doty, Elliott, Flick, Gammons, Gardner, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Knoll, Kopp, Lyon, Mallory, Maynard, Morse, O'Brien, O'Donnell, Paul, Ratcliff, Seaman, Seeley, Sherrard, Tiffin, Tremain, Updegraff, Ure, Warnock, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Wright of Wayne—46.

The nays were:

Messrs. Allen, Curtiss, Fast, Gray, Heron, Higgins, Kauffman, Lyman, McAllister, McCartney, Macy, Nichol, Perrin, Rhode, Russell, Scott, Seymour, Stephenson, Taylor, Terry, Williams, and Yoran—22.

Absent or not voting:

Messrs. Ashby, Bolton, Calvin, Carson, Deweese, Duncan, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Hiatt, Israel, King, Lessenger, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, Parker, Parkinson, Peake, Rickel, Stone, Tyson, Walker, Waterman, Wells, Whaley, Young, and Mr. Speaker—32.

So the bill not receiving a constitutional majority failed to pass the House.

On motion of Mr. Stone, House File No. 533, a bill for an act to amend chapter 2, title 11, section 1427 of the Code, relating to the support required by counties for the support of the Insane, with report of committee recommending that it do pass was taken up and considered.

Mr. Coomes moved that the House adjourn.

The motion did not prevail.

Mr. Stone moved to strike out “\$15.00,” in the first line, and insert “\$16.00.”

The motion prevailed.

Mr. Hamilton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Flick, Gammons, Gardner, Gay, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—80.

The nays were:

Messrs. Elliott, Fast, Gray, Terry, and Tremain—5.

Absent or not voting:

Messrs. Bolton, Gleason, Gordon, Hiatt, Israel, Lessenger, Miles, Parker, Parkinson, Seaman, Seymour, Tyson, Updegraff, Waterman, Wells, and Young—16.

So the bill passed and the title was agreed to.

Mr. Brown moved to call up the motion to reconsider, by which

House File No. 300 was passed, and moved to lay that motion on the table.

Mr. King demanded the yeas and nays, which were as follows:

The yeas were :

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Gammons, Gardner, Gay, Gordon, Hadley, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Morse, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Tiffin, Tremain, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, and Mr. Speaker—64.

The nays were :

Messrs. Ashby, Deweese, Doty, Duncan, Elliott, Fast, Flick, Higgins, Lyon, Mallory, Manning of Winneshiek, Rhode, Russell, Sherrard, Stephenson, Terry, Tyson, and Warnock—17.

Absent or not voting :

Messrs. Bolton, Coomes, Gleason, Gray, Hallock, Hiatt, Israel, Lessenger, Miles, Mueller, Parker, Parkinson, Updegraff, Waterman, Wells, Wright of Warren, and Young—19.

So the motion to lay on the table prevailed.

Mr. Knoll moved that Senate messages be now taken up.

The motion did not prevail.

Mr. Macy asked leave to withdraw the motion filed to reconsider the several appropriation bills, and moved that the motion be laid on the table.

The motion prevailed.

Mr. King moved to call up the motion to reconsider by which the enacting clause of House File No. 353 was stricken out.

Mr. Stone moved the bill be recommitted to the Committee on Fish and Game.

The motion prevailed.

On motion of Mr. Stone, House File No. 558, a bill for an act to repeal section 12, of chapter 142, of the laws of the Sixteenth General Assembly, relating to clerk hire in the Adjutant-General's office, and expenses of Quartermaster-General's office, with report of committee recommending it do pass, was taken up and considered.

Mr. Stone moved to amend. Strike out section 1 and insert: Sec. 1. That section 3761 of the Code be amended as follows: "strike out \$2,000 and insert \$1,500 in lieu thereof."

Mr. Rickel amended the amendment by striking out "\$1,500," and inserting "\$1,000."

The motion did not prevail.

Mr. Bloom moved to strike out "\$1,500," and insert "\$1,250."

Mr. Rickel demanded the yeas and nays, which were as follows:

The yeas were :

Messrs. Allen, Ashby, Bloom, Bradley, Calvin, Carson Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Hallock, Hamilton, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, Knoll, Macy, Mallory, Manning of Carroll, Maynard, O'Brien, Rhode, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Stephenson, Tay-

lor, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Williams, Wilson of Polk, and Wright of Wayne—48.

The nays were:

Messrs. Alford, Baker, Barrett, Bliedung, Bolton, Bowdish, Brown, Chapman, Clayton, Coomes, Deweese, Flick, Gay, Gray, Hadley, Heron, Hiatt, Jaqua, King, Kopp, Lyman, Lyon, McAllister, McCartney, Manning of Winneshiek, Morse, Nichol, O'Donnell, Paul, Peake, Perrin, Ratcliff, Scott, Stone, Tremain, Waterman, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—41.

Absent or not voting:

Messrs. Gleason, Gordon, Israel, Lessenger, Miles, Mueller, Parker, Parkinson, Wells, Wright of Warren, and Young—11.

So the motion to amend the amendment prevailed.

The amendment as amended was adopted.

Mr. Mallory filed the following motion:

I move to reconsider Senate File No. 274, in relation to salary of State Librarian.

Mr. Clayton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, and Yoran—83.

The nays were:

Messrs. Hadley, Lyon, Maynard, and Whaley—4.

Absent or not voting:

Messrs. Flick, Gleason, Gordon, Israel, Lessenger, Manning of Winneshiek, Miles, O'Donnell, Parker, Wells, Wright of Warren, Young, and Mr. Speaker—13.

So the bill passed, and the title was agreed to.

Mr. Gay moved that the House adjourn.

The motion did not prevail.

Mr. Stone moved to file a motion to reconsider the vote by which House File No. 558 was passed.

On motion of Mr. Stone, House File No. 560, a bill for an act to amend section 4785 of the Code, in relation to the support of convicts, with report of committee recommending that it do pass, was taken up and considered.

Mr. Coomes moved the House adjourn.

The motion did not prevail.

Mr. Hiatt moved a call of the House.

The motion did not prevail.

Mr. Bolton moved to adjourn.

The motion did not prevail.

Mr. Russell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, and Yoran—77.

The nays were:

Messrs. Hamilton, Lyman, Mallory, Manning of Winneshiek, Maynard, Scott, and Tremain—7.

Absent or not voting:

Messrs. Bradley, Calvin, Carson, Gleason, Gordon, Israel, Lessenger, Miles, O'Donnell, Parker, Seaman, Waterman, Wells, Wright of Warren, Young and Mr. Speaker—16.

So the bill passed and the title was agreed to.

On motion of Mr. Chapman, the House adjourned until 9 o'clock tomorrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 19, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. W. J. Gill.

Pending the reading of the journal of yesterday, on motion of Mr. Deweese, the further reading was dispensed with.

On motion of Mr. Deweese, House File No. 313, a bill for an act to repeal section 814, title 6, of the Code, with report of committee recommending that it do pass, with substitute, was taken up and considered.

The bill was ordered engrossed, and read a third time.

Mr. Deweese moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bradley,

Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Bolton, Bowdish, Curtiss, Gay, Gordon, Holbrook, Israel, Lessenger, McCartney, Manning of Carroll, Miles, O'Donnell, Walker, and Wells—15.

So the bill passed and the title was agreed to.

Leave was granted Mr. Stone, from the Committee on Ways and Means, to submit the following report:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 455, a bill for an act for leasing of grounds and buildings for the Girls' Department of the State Reform School at Salem, and to make appropriations therefor, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred House File No. 29, a bill for an act to amend chapter 2, title 6, Code of 1873, in relation to collection of taxes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed, the committee having recommended a similar bill.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means and Appropriations, to whom was referred substitute for House File No. 129, a bill for an act to provide for the organization of the State militia, and entitled the "Military Code of Iowa," beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

STONE, *Chairman*.

Ordered passed on file.

Mr. Wilson, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 562, a bill for an act for the relief of C. F. Olmstead, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Claims, to whom was referred the petition of Andrew Patterson, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

C. S. WILSON, *Chairman*.

Ordered passed on file.

Mr. Hamilton moved to make substitute for House File No. 92, a bill for an act in reference to county seats, a special order for 2:30 this p. m.

The motion did not prevail.

Leave was granted Mr. Wilson, of Polk, to present a petition, a claim of Polk County for expenses incurred in the trials of Samuel E. Rankin, *et al*.

Referred to the Judiciary Committee.

Leave was granted Mr. Updegraff to submit the following reports from the Judiciary Committee.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 265, a bill for an act relating to the fees of Justices of the Peace in criminal cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "cases," in the second line of section 1 of the bill, the following words: "when the costs are paid by the county," and when so amended the bill do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, having under consideration the subject of the Swamp Land Indemnity Fund, have adopted a bill which is entitled an act to authorize the Treasurer of State to pay to the several counties the amount of the swamp land indemnity fund that has been withheld by him and his predecessors in office, under the provisions of section 12, chapter 160 of the acts of the Ninth General Assembly, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass, with accompanying bill, House File No. 570, a bill for an act to authorize the Treasurer of State to pay the swamp land indemnity fund to counties.

Read first and second time.

Mr. King moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson,

Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Curtiss, Gay, Gordon, Israel, Lessenger, Manning of Carroll, Paul, Terry, and Wells—10.

So the bill passed and the title was agreed to.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 524, a bill for an act to legalize the organization of the Independent School District of Sioux Rapids, in the county of Buena Vista, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 88, a bill for an act in relation to lost instruments, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred a petition and bill from the War Department of the Federal Government, asking the State of Iowa to cede to the United States exclusive jurisdiction over the Rock Island Arsenal Bridge across the Mississippi river at Davenport, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 550, a bill for an act to authorize county auditors to issue subpoenas, and give boards of supervisors power to compel attendance of witnesses in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 547, a bill for an act providing for the payment of the claim of Wm. R. Craig, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

On motion of Mr. Waterman, Senate File No. 270, a bill for an act to repeal section 527, chapter 10, title 4, of the Code, was taken up.

The House refused to order the bill engrossed for a third reading.

On motion of Mr. Alford, the report of the Conference Committee on House File No. 25, a bill for an act to repeal section 166, of the Code, etc., and on the question in concurring in the report of the committee, the ayes and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young and Mr. Speaker—92.

The nays were—None.

Absent or not voting:

Messrs. Curtiss, Gordon, Hadley, Israel, Lessenger, Manning of Carroll, Updegraff, and Wells—8.

So the House agreed to the report of the Conference Committee.

On motion of Mr. Hallock, Senate File No. 207, a bill for an act to amend chapter 125, acts of the Sixteenth General Assembly, with report of committee recommending that it do pass as amended, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Alford moved that the vote by which the bill was ordered engrossed for a third reading be reconsidered.

The motion prevailed.

Mr. McAllister moved to amend by striking out "eighth" and insert "third."

The amendment was adopted.

Mr. Alford moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker,

Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting :

Messrs. Coomes, Gordon, Hadley, Hamilton, Israel, Lessenger, Seaman, Waterman, Wells, and Rickel—10.

So the bill passed and the title was agreed to.

On motion of Mr. Ure, House File No. 372, a bill for an act to amend chapter 1, title 6, of the Code, with report of committee recommending that it do pass, was taken up and considered.

On motion of Mr. Ure, the publication clause was stricken out.

The House refused to order the bill engrossed for a third reading, and the bill was lost.

On motion of Mr. Hamilton, House File No. 434, a bill for an act to legalize the foreclosure of a certain mortgage given by the trustees of the College of Physicians and Surgeons of the Medical College, &c., with report of committee recommending that it do pass was taken up and considered.

Mr. Duncan moved to amend by striking out "Gate City," and insert "Des Moines Register."

The amendment was adopted.

The bill was ordered engrossed for a third reading.

Mr. Hamilton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Aller, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hallock, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Ashby, Baker, Coomes, Elliott, Gordon, Hadley, Heron, Israel, Kauffman, Mallory, Manning of Carroll, Manning of Winneshek, Miles, Parker, Parkinson, Rhode, Seaman, Tyson, Waterman, and Wells—20.

So the bill passed and the title was agreed to.

On motion of Mr. Yoran, Senate File No. 211, a bill for an act authorizing the establishment of a depository or depositories in the city of Des Moines, etc., with report of committee recommending that it do pass, was taken up and considered.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hadley, Hamilton, Heron, Hoag, Holbrook, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Peake, Perrin, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—78.

The nays were:

Messrs. Crooks, Doty, Hiatt, Higgins, Russell, and Tyson—6.

Absent or not voting:

Messrs. Bloom, Bowdish, Bradley, Gordon, Hallock, Hotchkiss, Israel, Jaqua, Manning of Carroll, Miles, Parker, Paul, Ratcliff, Waterman, Wells, and Mr. Speaker—16.

So the bill passed and the title was agreed to.

Mr. Ure moved a call of the House, which was seconded.

Mr. Sherrard moved that further proceedings under the call be dispensed with.

The motion prevailed.

On motion of Mr. Ure, Senate File No. 34, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly, was taken up.

The question, shall the House recede from its amendments? was decided in the negative.

Mr. Ure moved a committee of conference.

The House refused to appoint a committee of conference.

Mr. Wood filed a motion to reconsider the vote by which the House refused to appoint a committee of conference on Senate File No. 34:

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 54, a bill for an act to provide for the organization of the State militia, and entitled the Military Code of Iowa.

A. T. McCARGAR, *First Assistant Secretary*.

On motion of Mr. Updegraff, the substitute reported by the Judiciary Committee for Senate File No. 104, a bill for an act to repeal section 3829 of the Code, in relation to attorneys fees for defending persons charged with crime, was taken up.

Mr. Stone moved to strike out all after the enacting clause, and insert the following: That section 3829 of the Code be and the same is hereby repealed, and hereafter no attorney fee shall be allowed for the defense of criminals.

On the question on the amendment offered by Mr. Stone, the ayes and nays were demanded.

The yeas were:

Messrs. Alford, Carson, Deweese, Elliott, Flick, Gay, Gleason, Heron, Jaqua, Johnson, Lessenger, Mallory, Manning of Carroll, Manning of Winneshiek, Miles, O'Donnell, Parkinson, Paul, Sherrard, Stone, Whaley and Wilson of Kossuth—21.

The nays were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Coomes, Crooks, Curtiss, Doty, Duncan, Fast, Gammons, Gardner, Gray, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, Macy, Maynard, Morse, Mueller, Nichol, O'Brien, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—69.

Absent or not voting:

Messrs. Bloom, Clayton, Gordon, Hamilton, Israel, McCartney, Miles, Parker, Seeley, and Wells—10.

So the amendment was not adopted.

The question being on the substitute reported by the Judiciary Committee, the yeas and nays were demanded.

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Curtiss, Deweese, Duncan, Elliott, Flick, Gardner, Gay, Gleason, Gray, Hadley, Heron, Hiatt, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, Manning of Winneshiek, Morse, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Ratcliff, Rhode, Rickel, Scott, Seymour, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—62.

The nays were:

Messrs. Alford, Bloom, Calvin, Crooks, Doty, Fast, Gammons, Hallock, Higgins, Hoag, Macy, Mallory, Maynard, Mueller, Perrin, Russell, Seaman, Sherrard, Stephenson, Stone, Taylor, Warnock, Waterman, and Williams—24.

Absent or not voting:

Messrs. Clayton, Coomes, Gordon, Hamilton, Israel, Lessenger, McCartney, Manning of Carroll, Miles, Parker, Seeley, Wells, Wilson of Kossuth, and Young—14.

Leave of absence was granted Mr. Peake until to-morrow.

The bill was ordered engrossed for a third reading.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Ashby, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott,

Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard,, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—83.

The nays were:

Messrs. Alford, and Waterman—2.

Absent or not voting:

Messrs. Allen, Baker, Barrett, Bloom, Clayton, Coomes, Gordon, Hamilton, Israel, Lessenger, Manning of Carroll, Miles, Parker, Rickel, and Wells—15.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 397, a bill for an act to amend chapter 50, section 1, of the Twelfth General Assembly of the State of Iowa.

House File No. 30, a bill for an act to amend chapter 3, title 5, of the Code, regulating the election of supervisors of highways, and of township assessors in certain cases.

House File No. 90, a bill for an act to provide for the assessment and taxation of telegraph lines within the State of Iowa.

Substitute for House File No. 308, a bill for an act requiring that officers in certain cities may receive a fixed compensation, and that all fees now allowed such officers shall be paid into the treasuries of such cities.

House File No. 539, a bill for an act to change the name of the town of Dayton, in the county of Washington, and State of Iowa, to "Daytonville."

House File No. 549, an act to legalize the acts and incorporation of the Farmers' Mutual Fire Insurance Company of Clayton county, Iowa.

House File No. 543, a bill for an act to legalize the incorporation, ordinances and acts of the officers of the town of Wilton, Muscatine county, Iowa.

Senate File No. 41, a bill for an act to amend chapter 39, of the public acts of the Fifteenth General Assembly, in relation to dividing counties into supervisor districts.

Senate File No. 15, an act to repeal section 3889, of chapter 3, title 24 of the Code, in relation to setting out fires, and to enact a substitute therefor.

Substitute for Senate File Nos. 10 and 65, an act in relation to the first, fifth, and seventh Judicial Circuits of the State; and subdividing

the same, providing for the appointment and election of Judges of Circuit Courts therein, and defining the powers and duties thereof.

Senate File No. 245, act to amend section 990, chapter 2, title 7 of the Code of 1873.

Senate File No. 158, an act to legalize the sale of certain school lands in Allamakee county.

Senate File No. 44, an act to amend section 1, chapter 57 of the public laws of the Fifteenth General Assembly, in relation to holding Normal Institutes.

House File No. 525, a bill for an act to authorize the Register of State Land Office to change the spelling in certain patent issued by the State.

House File No. 427, a bill for an act authorizing patents to issue to Neal McNiel, Richard Stebbins and Moses Adams, for certain lands in Monona county.

ELWOOD MACY, *Chairman.*

Mr. Russell moved to adjourn.

The motion did not prevail.

On motion of Mr. Stone, Senate File No. 286, a bill for an act to repeal section 3771 of the Code, and to enact a substitute therefor, was taken up, and read first and second time.

On motion of Mr. Stone, the time for adjournment was extended five minutes.

Mr. Rickel moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hadley, Hallock, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were:

Mr. Waterman—1.

Absent or not voting:

Messrs. Allen, Bloom, Bradley, Clayton, Coomes, Gay, Gordon, Heron, Israel, Manning of Carroll, Manning of Winneshiek, Miles, Parker, Wells, Williams, and Wilson of Polk—17.

So the bill passed and the title was agreed to.

On motion of Mr. Bradley the House adjourned until 2 o'clock, this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Leave of absence was granted Mr. Wells for the remainder of the session.

On motion of Mr. Chapman, House File No. 415, a bill for an act to grant relief to the tax-payers of the former Sub-district No. 2 of the district township of Honey Creek, Delaware county, Iowa.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—79.

The nays were—None.

Absent or not voting:

Messrs. Alford, Bowdish, Clayton, Deweese, Fast, Flick, Gay, Gleason, Hamilton, Hiatt, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, Miles, Mueller, O'Donnell, Paul, Seeley, Updegraff, and Wells—21.

So the bill passed and the title was agreed to.

On motion of Mr. Wilson, of Kossuth, Senate File No. 307, a bill for an act to legalize the incorporation of the Algona College, was taken up.

Read first and second time.

The bill was ordered engrossed for a third reading.

Mr. Wilson, of Kossuth, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickle, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure,

Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—83.

The nays were—None.

Absent or not voting:

Messrs. Alford, Bowdsh, Clayton, Deweese, Flick, Gay, Gleason, Heron, Hiatt, Israel, Manning of Carroll, Miles, O'Donnell, Paul, Seeley, Updegraff, and Wells—17.

So the bill passed and the title was agreed to.

Leave was granted Mr. Parker to submit a report from the Committee on Cities and Towns.

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 185, a bill for an act to promote the collection of revenue in incorporated cities acting under special charters and to legalize the taxes heretofore levied and sales made thereunder, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Bolton, from the Committee on Fish and Game, to submit the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 353, a bill for an act entitled "An act to promote fish culture in the State of Iowa," and to amend and consolidate the enactments heretofore passed for that purpose, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

BOLTON, *Chairman.*

Ordered passed on file.

On motion of Mr. Stone the special order was taken up.

Mr. Stone, from the Committee on Ways and Means, had leave to introduce House File No. 571, a bill for an act to promote fish culture.

Mr. Wilson, of Polk, moved to amend by inserting after the word "any," in second line, section 5, and insert the words "trout or set lines."

The amendment was adopted.

The bill was ordered engrossed for a third reading.

Mr. Stone moved the rule be suspended, and the bill considered engrossed for a third reading.

On the question to suspend the rule, the ayes and nays were demanded.

The yeas were:

Messrs. Allen, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Curtiss, Deweese, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Hoag, Holbrook, Jaqua, Johnson, Kauffman, King, Knoll, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Seaman, Seeley, Seymour, Stone, Taylor, Tremain, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—64.

The nays were :

Messrs. Ashby, Barrett, Calvin, Crooks, Doty, Duncan, Hiatt, Higgins, Hotchkiss, Jamison, Kopp, Lessenger, McCartney, Parkinson, Rhode, Russell, Scott, Sherrard, Stephenson, Terry, Tiffin, Tyson, Updegraff, Ure, Warnock, Wood, Wright of Warren, and Wright of Wayne—28.

Absent or not voting:

Messrs. Alford, Clayton, Coomes, Gay, Gleason, Heron, Israel, and Wells—8.

So the motion to suspend the rule prevailed.

The bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Allen, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Fast, Flick, Gammons, Gardner, Gordon, Hadley, Hallock, Hamilton, Heron, Hoag, Holbrook, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshie, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Tremain, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Yoran, Young, and Mr. Speaker—65.

The nays were:

Messrs. Barrett, Crooks, Duncan, Elliott, Gray, Hiatt, Higgins, Hotchkiss, Jamison, Kauffman, Kopp, Lessenger, McCartney, Parkinson, Rhode, Russell, Sherrard, Stephenson, Terry, Tiffin, Tyson, Updegraff, Ure, Williams, Wood, Wright of Warren, and Wright of Wayne—27.

Absent or not voting:

Messrs. Alford, Ashby, Clayton, Gay, Gleason, Israel, Walker, and Wells—8.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, substitute for Senate File No. 234, a bill for an act appropriating money to defray the expenses incurred by reason of threatened riots in 1877, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—83.

The nays were:

Mr. Taylor—1.

Absent or not voting:

Messrs. Alford, Clayton, Gleason, Heron, Hiatt, Hotchkiss, Israel, Lessenger, Manning of Carroll, Manning of Winneshiek, O'Brien, Parkinson, Seaman, Ure, Waterman, and Wells—16.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, House File No. 483, a bill for an act prescribing a delinquent tax book to remove liens, and for the payment of taxes in certain cases, with report of committee recommending it do pass, was taken up and considered.

Mr. Updegraff moved to amend second line of section 3, by striking out "3" and inserting "5."

The motion prevailed.

Also, to amend the fifth line by inserting after the word centum "per annum."

The motion prevailed.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Johnson, Kauffman, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Morse, Nichol, Parker, Paul, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tyson, Updegraff, Walker, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—67.

The nays were:

Messrs. Chapman, Elliott, Hallock, King, Knoll, Mueller, O'Brien, O'Donnell, Seaman, Tiffin, Tremain, Warnock, and Williams—18.

Absent or not voting:

Messrs. Baker, Bowdish, Bradley, Clayton, Coomes, Flick, Gleason, Hotchkiss, Israel, Jaqua, Manning of Carroll, Manning of Winneshiek, Parkinson, Peake, Rhode, Stephenson, Ure, Waterman, Wells, and Wilson of Kossuth—20.

So the bill passed, and the title was agreed to.

On motion of Mr. Stone, Senate File No. 299, a bill for an act making it unlawful for officers of public institutions to contract debts in excess of appropriations, etc., was taken up.

Read first and second time.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon,

Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffinan, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Donnell, Parker, Peake, Perrin, Rhode, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Baker, Bowdish, Clayton, Coomes, Gleason, Hallock, Hotchkiss, Israel, McCartney, Manning of Carroll, Manning of Winneshiek, O'Brien, Parkinson, Paul, Ratcliff, Rickel, Seeley, Ure, Waterman, and Wells—20.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, House File No. 559, a bill for an act to amend chapter 137 of the acts of the Sixteenth General Assembly, was taken up.

Read first and second time.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Heron, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Manning of Carroll, Maynard, Miles, Morse, Mueller, Nichol, Parkinson, Paul, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were:

Mr. Flick—1.

Absent or not voting:

Messrs. Clayton, Coomes, Gleason, Hamilton, Hiatt, Hotchkiss, Israel, McCartney, Macy, Manning of Winneshiek, O'Brien, O'Donnell, Parker, Peake, Rhode, Terry, and Wells—17.

So the bill passed and the title was agreed to.

On motion of Mr. Stone, House File No. 234, a bill for an act to define and regulate the business of banking, that the majority report do pass with substitute for House File No. 41, with report of minority committee recommending that House File No. 234 do pass, was taken up.

Mr. King moved that further consideration of the bill be postponed until printed.

Mr. Manning, of Carroll, moved that the bill be referred to the Judiciary Committee, same to be reported back to the House by Thursday.

The motion prevailed.

*In the Seventeenth General Assembly of the State of Iowa,
March 19, 1878:*

THE TAX PAYERS, }
 vs. } *Motion to reconsider.*
CALABOOSE LAWYER. }

Comes Mr. Updegraff, of Clayton, and of the friends of "a half a loaf rather than no bread," and makes a motion that the vote by which substitute for Senate File No. 104 was passed; the vote by which it was ordered read a third time; the vote by which it was ordered engrossed; the vote by which it was adopted; the vote by which it was substituted for Senate File No. 104; each, and all be reconsidered separately or collectively, according to the pleasure of the House.

UPDEGRAFF, *of Clayton.*

On motion of Mr. Stone, House File No. 557, a bill for an act to repeal section 1112 of the Code, &c., was taken up.

Mr. Wright, of Warren, moved that the bill be laid on the table.

The motion prevailed.

Mr. Manning, of Carroll, submitted the following report from the Committee on Railroads:

MR. SPEAKER—Your Committee on Railroads, to whom was referred Senate File No. 238, a bill for an act requiring the boards of supervisors to cancel the unpaid taxes voted in aid of railroads, between the first day of January, 1868, and the first day of January, 1875, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

O. H. MANNING, *Chairman.*

Ordered passed on file.

On motion of Mr. Stone, House File No. 91, a bill for an act relating to the revenue was taken up.

Mr. King moved to indefinitely postpone action on the bill.

The motion prevailed.

REPORT OF COMMITTEE.

Mr. Calvin had leave to submit the following report from the Committee on Schools:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 544, a bill for an act to amend section 1811 of the Code, providing limitations to the consolidation of independent districts, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman.*

Ordered passed on file.

On motion of Mr. Stone, House File No. 557, a bill for an act to repeal section 1112 of the Code, was taken up.

Mr. Seaman moved to refer to the Committee on Agriculture.

Mr. Wright, of Warren, moved to lay on the table.

The motion prevailed.

On motion of Mr. Stone, House File No. 91, a bill for an act relating to revenue, was taken up.

Mr. King moved to indefinitely postpone.

The motion prevailed.

On motion of Mr. Alford the suffrage resolution was taken up.

Mr. Tyson had leave to present a petition in reference to female suffrage, which was passed on file.

Mr. Bolton moved to adjourn.

The motion did not prevail.

RESOLUTION.

Leave was given Mr. Wilson, of Polk, to offer the following resolution, which was adopted:

Resolved by the House, the Senate concurring, That the action of the two houses in providing for a joint convention, on Tuesday, March 19th, at 1 p. m., for the purpose of electing trustees for the various State institutions, and Regents for the State University, is hereby rescinded, and that the time of holding said joint convention is hereby fixed on Wednesday, March 20th, at 7 o'clock p. m.

Joint Resolution proposing to amend the constitution of the State of Iowa: strike out the word "male," was taken up.

Mr. Alford moved a call of the House, which did not prevail.

Mr. Wood moved the previous question which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

On the adoption of the resolution the ayes and nays were demanded.

The yeas were:

Messrs. Alford, Ashby, Barrett, Brown, Calvin, Chapman, Clayton, Deweese, Doty, Flick, Gammons, Gleason, Gordon, Hallock, Heron, Hiatt, Higgins, Hoag, Jaqua, Johnson, Kauffman, King, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Maynard, Morse, Nichol, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Seeley, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, and Wright of Wayne—55.

The nays were:

Messrs. Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Coomes, Crooks, Curtiss, Duncan, Elliott, Fast, Gardner, Gay, Gray, Hadley, Hamilton, Holbrook, Hotchkiss, Israel, Jamison, Knoll, Kopp, Lessenger, Lyon, Manning of Winneshiek, Miles, Mueller, O'Brien, O'Donnell, Paul, Scott, Seaman, Seymour, Stone, Updegraff, Waterman, Wilson of Kossuth, Yoran, Young, and Mr. Speaker—42.

Absent or not voting:

Messrs. Allen, Parker, and Wells—3.

So the resolution proposing amendment to the Constitution of the State of Iowa was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution without amendment:

Concurrent resolution, fixing 7 o'clock, P. M., March 20, for the purpose of holding a Joint Convention.

J. A. T. HULL, *Secretary*.

On motion of Mr. Hadley, the House adjourned until 9:30 o'clock, A. M., to-morrow.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 20, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Gelwick.

Pending the reading of the journal of yesterday, on motion of Mr. Brown, further reading was dispensed with.

On motion of Mr. Tremain, House File No. 223, a bill for an act to legalize the act of the Central Block Association, of Webster City, Iowa, with report of committee recommending that it do pass was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Tremain moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hamilton, Heron, Hiatt, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—81.

The nays were—None.

Absent or not voting:

Messrs. Deweese, Duncan, Elliott, Gleason, Gordon, Hallock, Higgins, Holbrook, King, Lessenger, Manning of Carroll, Manning of Wineshiek, Miles, O'Donnell, Parkinson, Paul, Wells, Wilson of Polk, and Yoran—19.

So the bill passed and the title was agreed to.

The hour having arrived for consideration of the special order, on motion of Mr. Jaqua, House File No. 471, a bill for an act in reference to a board of State Charities, with report of committee recommending that it do pass, was taken up.

Mr. Holbrook moved to refer the bill to a special committee, with Mr. Updegraff as chairman, with instructions to report this afternoon at 2 o'clock.

The motion prevailed.

The Speaker appointed as said committee Messrs. Updegraff, Jaqua, Holbrook, King, and Mallory.

The hour having arrived for consideration of the special order, on motion of Mr. Morse, House File No. 490, a bill for an act to further protect the rights of the holders of warehouse receipts, etc., with report of committee recommending that it do pass as amended, was taken up and considered.

Mr. Alford offered the following amendment, which was adopted:

Strike out the word "shall" in the 2d line of section 2, also the second word "shall" in the 3d line of section 2, and insert "may" in lieu thereof in each place; and insert after the word "received" in the 4th line of section 2 the following words: "And the same shall be notice to the same extent and effect, although not acknowledged."

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill without amendment:

Substitute for House Files Nos. 268, 14, 245, 247 and 354, a bill for an act to repeal chapter 68, acts of the Fifteenth General Assembly, and provide for the establishment of a board of railroad commissioners, and defining their duties and term of office.

J. A. T. HULL, *Secretary*.

Mr. Updegraff moved to amend by inserting after the 34th line "provided, if such grain shall have been deposited with any transportation company, such grain may be held in any warehouse or elevator on its line of road."

The amendment was adopted.

The bill was ordered engrossed for a third reading.

Mr. McCartney moved that the vote by which the bill was ordered engrossed for a third reading be reconsidered.

The motion prevailed.

Mr. Wright, of Warren, moved a substitute for House Files Nos. 490 and 491, and moved that the two bills and substitute be referred to a Special Committee of five, to report by 10 o'clock, to-morrow, A. M., and the same be made a special order for that time.

The motion did not prevail.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 150, a bill for an act to authorize counties, cities, and

towns to refund outstanding bonded debt at a lower rate of interest, and to provide for the payment of the same.

House File No. 510, a bill for an act to legalize the incorporation and ordinances of the town of Solon, in Johnson county, Iowa.

Senate File No. 274, a bill for an act to amend section 3762 of the Code, relating to salary of the State Librarian.

Senate File No. 284, a bill for an act to fix the salaries of the Register of the State Land Office and his deputy.

Senate File No. 263, a bill for an act to amend section 4171 of the Code, relating to fugitives from justice.

Senate File No. 273, a bill for an act to amend sections 1672 and 1676 of the Code, relating to support of the Blind.

ELWOOD MACY, *Chairman*.

Mr. King moved to strike out the word "negotiable," wherever it occurs in the substitute.

The motion prevailed.

Mr. Rickel moved the previous question, which was seconded.

On the question, shall the main question be now put? it was decided in the affirmative.

The motion to amend the substitute prevailed.

The question being on the substitute as amended, the yeas and nays were demanded.

The yeas were:

Messrs. Ashby, Bloom, Bowdish, Carson, Coomes, Gay, Gray, Hadley, King, Kopp, Lyon, Mallory, Manning of Carroll, Maynard, Miles, Seaman, Terry, Whaley, Williams, Wood, Wright of Warren, and Young—22.

The nays were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bolton, Bradley, Brown, Calvin, Chapman, Clayton, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Lessenger, Lyman, McAllister, McCartney, Macy, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Yoran, and Mr. Speaker—74.

Absent or not voting:

Messrs. Doty, Hotchkiss, Rhode, and Wells—4.

So the substitute was not adopted.

The report of the committee to strike out section 3 was adopted.

The bill was ordered engrossed for a third reading.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner,

Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Ure, Warnock, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—77.

The nays were:

Messrs. Barrett, Curtiss, Gray, Jaqua, Lyman, Manning of Carroll, Maynard, Mueller, Parkinson, Russell, Sherrard, Terry, Tremain, Williams, Wood, and Yoran—16.

Absent or not voting:

Messrs. Doty, Hamilton, King, Rhode, Stone, Walker, and Wells—7.

So the bill passed, and the title was agreed to.

Mr. Stone filed a motion to reconsider the vote by which the bill on fish culture was considered (House File No. 571).

Mr. Seaman filed a motion to reconsider the vote by which House File No. 490 was passed.

House File No. 491, a bill for an act defining the ownership of grain in warehouses and elevators, with report of committee recommending that it do pass, was taken up and considered.

Mr. Perrin moved to amend by striking out in section 1, lines eight and nine, the words, "in the town, city, or village," and insert, "at his place of business in the State."

The amendment was adopted.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—85.

The nays were:

Messrs. Calvin, Curtiss, Gray, Jaqua, Manning of Carroll, Terry, Wood, and Yoran—8.

Absent or not voting:

Messrs. Doty, Hamilton, Mallory, Parker, Parkinson, Sherrard, and Wells—7.

So the bill passed and the title was agreed to.

Mr. Duncan moved a call of the House, which was seconded.

Mr. Deweese moved that further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Updegraff moved to suspend the rule by which Mr. Seaman filed a motion to reconsider the vote by which House File No. 490 was passed.

The motion prevailed.

Mr. Updegraff moved to lay the motion on the table.

The motion prevailed.

On motion of Mr. Alford, substitute for House File No. 6, a bill for an act to repeal sections 231, 2761 and 2771 of the Code, with report of committee recommending that it do pass with substitute, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Hamilton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lyman, Lyon, McAllister, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—83.

The nays were:

Messrs. Gleason, McCartney, Manning of Carroll, and Manning of Winneshiek—4.

Absent or not voting:

Messrs. Barrett, Bolton, Curtiss, Doty, Kauffman, Lessenger, Macy, Paul, Seaman, Updegraff, Waterman, Wells, and Mr. Speaker—13.

So the bill passed, and the title was agreed to.

On motion of Mr. Wilson, of Polk, substitute for House File No. 169, a bill for an act in relation to sewers, was taken up.

Mr. Wilson, of Polk, moved a call of the House, which did not prevail.

Mr. Morse offered the following resolution, which was lost:

Resolved, That the Speaker appoint a Sifting Committee of seven, to examine all bills before the House, and divide those recommended favorably into first and second classes, and all others into third and fourth classes, to be determined by their importance. Said committee to report to this House from time to time up to adjournment.

The hour having arrived for the special order, substitute for House Files Nos. 114, 137, 219, 229 and 232, a bill for an act to amend chapter 2, title 7, of the Code, with report of committee recommending that the substitute do pass, was taken up and considered.

On motion of Mr. Peake, House Files Nos. 271 and 30, Senatorial

and Representative bills, were made the special order for to-morrow at 9 o'clock, A. M.

Leave was granted Mr. Stone to introduce House File No. 572, a bill for an act making further appropriations to the College for the Blind.

Read first and second time.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, De-weese, Flick, Gammons, Gardner, Gay, Gordon, Gray, Heron, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sher-rard, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, War-nock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—73.

The nays were:

Messrs. Bolton, Bowdish, Chapman, Elliott, Fast, Gleason, Hadley, Hamilton, Hiatt, Higgins, Hoag, Hotchkiss, Knoll, Kopp, Lessenger, and Stephenson—16.

Absent or not voting:

Messrs. Doty, Duncan, Hallock, Israel, Macy, Manning of Carroll, Paul, Waterman, Wells, Updegraff, and Mr. Speaker—11.

So the bill passed and the title was agreed to.

On motion of Mr. Bradley, the House adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

On motion of Mr. Gordon, House File No. 524, a bill for an act to legalize the organization of the independent school district of Sioux Rapids, with report of committee recommending it do pass, was taken up and considered.

Mr. Gordon moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton,

Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Hallock, Hoag, Israel, Jaqua, Miles, O'Donnell, Paul, Rhode, Updegraff, and Wells—10.

So the bill passed and the title was agreed to.

On motion of Mr. Peake, House File No. 368, a bill for an act to repeal sections 4048, 4049, 4050 and 4051, chapter 69, of the acts of the Fifteenth General Assembly, with report of committee recommending it do pass, was taken up and considered.

Mr. Perrin moved the enacting clause be stricken out.

The motion did not prevail.

Mr. Walker moved to amend section 2, first line, by inserting: "Except on his own premises."

The amendment did not prevail.

Mr. Tyson moved to amend section 2, line 2, by striking out "August," and inserting "September."

Mr. King moved to amend the amendment by striking out "September 15," and insert "September 1,"

The amendment to the amendment did not prevail.

The amendment prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 309, a bill for an act to amend section 914, and repeal section 915, of chapter 2, title 6 of the Code; also, to amend subdivision 5, of section 3793, of chapter 2, title 23 of the Code, relating to the payment of money into the State treasury.

Senate File No. 136, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant.

Also, the Senate has passed without amendments:

House File No. 300, a bill for an act making an appropriation for the the Iowa Hospital for the Insane at Independence.

House File No. 415, a bill for an act to grant relief to the tax payers of the former sub-district No. 2, of the district township of Honey Creek, in Delaware county, remitting school house tax levied but uncollected, and not needed for the purpose for which they were voted.

House File No. 363, a bill for an act to legalize the official acts of George A. Jackson, a notary public in and for Boone county.

Substitute for Senate File No. 142, and House File No. 378, a bill for an act making appropriations to the Iowa Agricultural College.

Also, that the Senate has concurred in the report of the Conference Committee, upon the disagreeing vote of the two houses on Senate File No. 106, and substitute for House File No. 25.

J. A. T. HULL, *Secretary*.

Mr. Tyson moved to strike out section 3.

Mr. Rickel moved the previous question, which was seconded.

On the question, shall the main question be now put? it was decided in the affirmative.

On the question on the amendment to strike out section 3, it did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Alford moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bolton, Bowdish, Brown, Calvin, Carson, Clayton, Curtiss, Deweese, Duncan, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McCartney, Macy, Mallory, Manning of Winneshiak, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Ratcliff, Rickel, Seaman, Seeley, Sherrard, Stone, Terry, Tiffin, Tremain, Ure, Warnock, Waterman, Whaley, Wilson of Kosuth, Wilson of Polk, Wright of Warren, Yoran, Young, and Mr. Speaker—67.

The nays were:

Messrs. Bloom, Bradley, Chapman, Coomes, Crooks, Doty, Elliott, Fast, Gray, Holbrook, Israel, Kauffman, Kopp, Lessenger, McAllister, Peake, Perrin, Rhode, Russell, Scott, Seymour, Stephenson, Taylor, Tyson, Walker, Williams, and Wright of Wayne—27.

Absent or not voting:

Messrs. Baker, Heron, Manning of Carroll, Updegraff, Wood, and Wells—6.

So the bill passed and the title was agreed to.

Leave was granted Mr. Stone, to introduce House File No. 573, a bill for an act to prohibit non-residents from killing game in Iowa.

Read first and second time, and referred to the Judiciary Committee.

On motion of Mr. Gleason, Senate File No. 66, a bill for an act to repeal section 902 of the Code and enact a substitute therefor, with report of committee recommending it do pass, was taken up and considered.

Mr. Rickel moved to amend by adding to section 1: Provided this act shall not apply to any sales already commenced.

The amendment did not prevail.

Mr. Rickel moved to strike out the enacting clause.

Mr. Perrin moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

Mr. Updegraff moved that the enacting clause be stricken out.

Mr. Rickel demanded the yeas and nays.

The yeas were:

Messrs. Ashby, Baker, Bowdish, Bradley, Chapman, Coomes, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Johnson, Kopp, Lessenger, McCartney, Manning of Winneshiek, Mueller, Nichol, O'Brien, Parkinson, Rhode, Rickel, Seaman, Seeley, Seymour, Sherrard, Stephenson, Terry, Tiffin, Tyson, Ure, Whaley, Williams, Wilson of Kossuth, Wright of Wayne, and Yoran—47.

The nays were:

Messrs. Alford, Allen, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Clayton, Crooks, Duncan, Elliott, Fast, Gay, Gleason, Hamilton, Holbrook, Jamison, Jaqua, Kauffman, King, Knoll, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Maynard, Miles, Morse, O'Donnell, Parker, Peake, Perrin, Ratcliff, Russell, Scott, Stone, Taylor, Updegraff, Walker, Warnock, Waterman, Wilson of Polk, Wright of Warren, Young, and Mr. Speaker—48.

Absent or not voting:

Messrs. Carson, Paul, Tremain, Wells, and Wood—5.

So the motion to strike out the enacting clause did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Stone moved to take up House File No. 547, a bill for an act providing for payment of the claim of William R. Craig.

Mr. Wilson, of Polk, demanded the yeas and nays, and

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Clayton, Coomes, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jaqua, Johnson, King, Lessenger, Lyman, McAllister, Macy, Manning of Winneshiek, Maynard, Miles, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Ratcliff, Rhode, Rickel, Scott, Seeley, Sherrard, Stone, Taylor, Terry, Updegraff, Walker, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—64.

The nays were:

Messrs. Baker, Chapman, Crooks, Curtiss, Hadley, Hallock, Hiatt, Jamison, Kauffman, Knoll, Kopp, Lyon, McCartney, Mallory, Manning of Carroll, Morse, Mueller, Perrin, Russell, Seaman, Seymour, Stephenson, Tiffin, Tyson, Ure, Warnock, Williams, and Yoran—28.

Absent or not voting:

Messrs. Ashby, Bowdish, Carson, Gray, Paul, Tremain, Wells, and Whaley—8.

So the motion prevailed.

The bill was taken up with report of committee recommending it do pass.

Mr. Stone offered the following preamble to the bill, which was adopted.

WHEREAS, W. R. Craig, contractor in the erection of the Deaf and

Dumb Asylum at Council Bluffs, performed work therein at the request and by the direction of the commissioners and superintendent in charge of said building, and the State having received the benefit of said work therefor.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to request your honorable body to return concurrent resolution fixing this evening for holding a joint convention.

A. T. MCCARGAR, *First Assistant Secretary.*

Mr. King moved to amend by inserting after the word "full," in third line, "of balance due on a certain contract made."

Mr. Bradley moved to return to the Senate, Joint Resolution in reference to joint caucus.

The motion prevailed.

The question being, on the adoption of the amendment offered by Mr. King, the amendment prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in the concurrent resolution relative to a Joint Convention to elect trustees for the several State Institutions.

J. A. T. HULL, *Secretary.*

Mr. King moved that when the House adjourn, it be until 7 o'clock this P. M.

The motion prevailed.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled bills respectfully report that they have this day presented to the Governor for his approval the following bills, to-wit:

House File No. 397, a bill for an act to amend chapter 50, section 1, of the Twelfth General Assembly of the State of Iowa.

House File No. 30, a bill for an act to amend chapter 3, title 5 of the Code, regulating the election of supervisors of highways, and of township assessors in certain cases.

House File No. 525, a bill for an act to authorize the Register of the State Land Office to change the spelling in a certain patent issued by the State.

House File No. 427, a bill for an act authorizing patents to issue to Neal McNeil, Richard Stebbins, and Moses Adams, for certain lands in Monona county.

Substitute for House File No. 308, a bill for an act requiring that officers in certain cities may receive a fixed compensation, and that all fees now allowed such officers shall be paid into the treasuries of such cities.

House File No. 539, a bill for an act to change the name of the town of Dayton, in the county of Washington, and State of Iowa, to Daytonville.

House File No. 549, a bill for an act to legalize the acts and incorporation of the Farmers' Mutual Fire Insurance Company of Clayton county, Iowa.

House File No. 543, a bill for an act to legalize the incorporation, ordinances, and acts of the officers of the town of Wilton, in Muscatine county, Iowa.

House File No. 90, a bill for an act to provide for the assessment and taxation of telegraph lines within the State of Iowa.

Senate File No. 211, a bill for an act authorizing the establishment of a depository, or depositories, in the city of Des Moines for the collection of drafts, checks, and certificates of deposit received by the Treasurer of State on account of State dues.

Senate File No. 41, a bill for an act to amend chapter 39 of the public acts of the Fifteenth General Assembly, in relation to dividing counties into supervisor districts.

Also, that your committee have examined and find the following bills correctly enrolled:

Senate File No. 286, an act to repeal section 3771 of the Code, and to enact a substitute therefor, in relation to compensation of the clerk of the supreme court and fixing the amount of fees in certain cases, and providing for their collection and payment into the State Treasury, and repealing section 3772 of the Code.

Senate File No. 307, an act to legalize the incorporation of the trustees of Algona college.

Senate File No. 299, a bill for an act making it unlawful for officers of State institutions to contract indebtedness in excess of the appropriations, or divert funds from purposes for which the same were appropriated and providing a punishment therefor.

Senate File No. 211, a bill for an act authorizing the establishment of a depository, or depositories, in the city of Des Moines for the collection of drafts, checks, and certificates of deposit received by the Treasurer of State on account of State dues.

ELWOOD MACY, *Chairman.*

Mr. King moved that the House adjourn until 7 o'clock, P. M.
The motion prevailed.

EVENING SESSION.

7 O'CLOCK, P. M.

The House was called to order by the Speaker.

Mr. Gordon moved that the House do now adjourn.

The motion did not prevail.

On motion of Mr. Ashby a call of the House was had, pending which, on motion of Mr. Walker, further proceedings under the call were dispensed with.

Mr. Carson moved to take up legalizing bills.

The motion did not prevail.

Mr. Wood moved to take up Senate Messages.

The motion did not prevail.

On motion of Mr. Tyson, Senate File No. 238, a bill for an act requiring the boards of supervisors to cancel the unpaid taxes voted in aid of railroads, with report of committee recommending it do pass, was taken up and considered.

Mr. Sherrard moved to amend: Without expense to the State.

The motion did not prevail.

Mr. Hiatt moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jaqua, Johnson, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—70.

The nays were:

Messrs. Flick, and Manning of Winneshiek—2.

Absent or not voting:

Messrs. Bolton, Bowdish, Bradley, Clayton, Coomes, Elliott, Gleason, Hadley, Holbrook, Israel, Jamison, Kauffman, King, Lessenger, Mallory, Manning of Carroll, Miles, Parker, Paul, Peake, Rickel, Seymour, Stone, Terry, Updegraff, Waterman, Wells, and Williams—28.

So the bill passed and the title was agreed to.

On motion of Mr. Gordon, Senate File No. 305, a bill for an act to legalize the incorporation of the town of Cherokee, county of Cherokee, Iowa.

Read first and second time.

Mr. Gordon moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jaqua, Johnson, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—72.

The nays were—None.

Absent or not voting:

Messrs. Bolton, Bowdish, Bradley, Clayton, Coomes, Elliott, Gleason, Hadley, Holbrook, Israel, Jamison, Kauffman, Lessenger, Mallory, Manning of Carroll, Miles, Nichol, Parker, Paul, Peake, Rickel, Seymour, Stone, Terry, Updegraff, Waterman, Wells, and Williams—28.

So the bill passed and the title was agreed to.

Mr. O'Donnell moved that the House adjourn.

The motion did not prevail.

On motion of Mr. Carson, Senate File No. 185, a bill for an act to promote the collection of taxes in incorporated towns, &c., with report of committee recommending that it do pass was taken up and considered.

Mr. Rhode moved that the House do now adjourn.

The motion did not prevail.

Mr. Carson, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jaqua, Johnson, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Walker, Warnock, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—69.

The nays were:

Mr Flick—1.

Absent or not voting:

Messrs. Bolton, Bowdish, Bradley, Clayton, Coomes, Elliott, Gleason, Hadley, Holbrook, Israel, Jamison, Kauffman, King, Lessenger, Mallory, Manning of Carroll, Miles, Nichol, Parker, Paul, Peake, Rickel, Seymour, Stone, Terry, Updegraff, Ure, Waterman, Wells, and Williams—30.

So the bill passed and the title was agreed to.

On motion of Mr. McCartney, House File No. 520, a bill for an act

to legalize the revised ordinances of the city of Vinton, Iowa, with report of committee recommending that it do pass, was taken up and considered.

Mr. Parkinson moved that the House do now adjourn.

The motion did not prevail.

Mr. Wright, of Warren, moved a call of the House, which was not ordered.

Mr. Hamilton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Brown, Calvin, Crooks, Curtiss, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Perrin, Ratcliff, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Walker, Warnock, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—62.

The nays were:

Messrs. Deweese, Doty, Israel, Mueller, and Taylor—5.

Absent or not voting:

Messrs. Allen, Bolton, Bowdish, Bradley, Carson, Chapman, Clayton, Coomes, Deweese, Elliott, Gay, Gleason, Gordon, Hadley, Holbrook, Israel, Jamison, King, Lessenger, Mallory, Manning of Carroll, Miles, Nichol, Parker, Paul, Peake, Rhode, Rickel, Seymour, Stone, Terry, Tremain, Updegraff, Ure, Waterman, Wells, Williams, and Wood—38.

So the bill passed and the title was agreed to.

On motion of Mr. Wright, of Warren, the House adjourned until 9 o'clock to-morrow morning.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 21, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Mr. Wright.

Pending the reading of the journal of yesterday, on motion of Mr. Walker, the further reading was dispensed with.

On motion of Mr. Walker, House File No. 416, a bill for an act to compel railroad companies to fence their right of-way in certain cases, with report of committee recommending it do pass, was taken up and considered.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Chapman, Clayton, Coomes, Curtiss, Dewease, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Mueller, Nichol, O'Brien, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—78.

The nays were:

Messrs. Allen, Bradley, Crooks, Kauffman, Morse, Mallory, Russell, and Waterman—8.

Absent or not voting:

Messrs. Carson, Hamilton, King, Lessenger, Manning of Carroll, Manning of Winneshiek, Miles, O'Donnell, Parker, Paul, Seaman, Stone, Wells, and Wilson of Polk—14.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 138, a bill for an act to provide for the rebuilding of the Institution for the Deaf and Dumb, and to provide for the government of the same, and repeal a portion of section 1685 of the Code.

Also, that the Senate has passed without amendment the following bills:

House File No. 389, a bill for an act confirming the diplomas of the Medical College at the city of Keokuk, Iowa.

House File No. 84, a bill for an act to legalize the official acts of Geo. Bishop, a notary public in and for Black Hawk county.

J. A. T. HULL, *Secretary*.

REPORT OF COMMITTEE.

Leave was granted Mr. Stone, to submit a report from the Committee on Ways and Means:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 492, a bill for an act making appropriation for the payment of McHenry and Hale, for work done on the Fort Madison Penitentiary, beg leave to report that they have had the same under consideration, and have adopted a substitute therefor, and have instructed me to report the same back to the House with the recommendation that it do pass.

WM. M. STONE, *Chairman*.

Ordered passed on file.

Leave was granted Mr. Maynard to present a petition of sixty-three citizens of Bremer county, for a law regulating the practice of medicine.

Referred to the Committee on Medicine.

On motion of Mr. Jamison, substitute for House File No. 477, a bill for an act to amend section 4, chapter 39, laws of the Fifteenth General Assembly, with report of committee recommending that it do pass, was taken up and considered.

Bill read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bloom, Calvin, Carson, Chapman, Coomes, Deweese, Doty, Elliott, Fast, Gammons, Gardner, Gay, Hamilton, Higgins, Holbrook, Israel, Jamison, Johnson, Kauffman, King, Kopp, Lyman, McAllister, McCartney, Mallory, Maynard, Nichol, Perrin, Rickel, Scott, Seymour, Sherrard, Stephenson, Stone, Taylor, Updegraff, Ure, Wilson of Kossuth, Wilson of Polk, Young, and Mr. Speaker—45.

The nays were:

Messrs. Ashby, Baker, Bolton, Bowdish, Bradley, Brown, Clayton, Crooks, Duncan, Flick, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hoag, Hotchkiss, Knoll, Lyon, Macy, Manning of Winneshiek, Morse, Mueller, O'Brien, Parker, Parkinson, Peake, Ratcliff, Rhode, Russell, Seeley, Ferry, Tiffin, Tremain, Tyson, Walker, Warnock, Waterman, Whaley, Williams, Wood, Wright of Warren, Wright of Wayne, and Yoran—45.

Absent or not voting:

Messrs. Curtiss, Hiatt, Jaqua, Lessenger, Manning of Carroll, Miles, O'Donnell, Paul, Seaman, and Wells—10.

The bill, not receiving a constitutional majority, failed to pass the House.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 227, a bill for an act for the leasing of grounds and buildings for the girls' department of the State Reform School, and to make appropriations therefor.

A. T. McCARGAR, *First Asst. Secretary.*

Mr. Wilson, of Polk, had leave to present a petition from the Committee on Claims, with accompanying bill, House File No. 574, a bill for an act authorizing the Executive Council to adjust and pay the bill of the Register and Receiver of the United States Land Offices.

Read first and second time, and referred to Judiciary Committee.

REPORT OF COMMITTEE.

The Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims present a bill for an act authorizing the Executive Council to adjust and pay the bill of the Register and Receiver of the United States Land Office at Des Moines, for final location of Swamp Lands, with the recommendation that it do pass.

C. S. WILSON, *Chairman.*

Ordered¹ passed on file.

On motion of Mr. Mallory, Senate File No. 49, a bill for an act to amend chapter 145, acts of the Sixteenth General Assembly, was taken up.

The bill was ordered engrossed for a third reading.

Mr. Mallory moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Bliedung, Bloom, Bradley, Calvin, Chapman, Clayton, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gay, Gleason, Hallock, Hamilton, Hiatt, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Paul, Ratcliff, Rhode, Rickel, Scott, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Warnock, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Young, and Mr. Speaker—64.

The nays were:

Messrs. Ashby, Baker, Bolton, Bowdish, Brown, Crooks, Duncan, Gammons, Gardner, Gordon, Gray, Hadley, Heron, Higgins, Holbrook, Lyman, Lyon, Maynard, Parkinson, Perrin, Russell, Seaman, Seeley, Terry, Ure, Whaley, Williams, and Wright of Warren—28.

Absent or not voting:

Messrs. Barrett, Carson, Manning of Carroll, Mueller, Peake, Walker, Wells, and Yoran—8.

So the bill passed and the title was agreed to.

On motion of Mr. Holbrook, substitute for House File No. 233, a bill for an act to amend section 1996 of the Code, with report of committee recommending that the substitute do pass, was taken up and considered.

Mr. Holbrook moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

Mr. Stone demanded the yeas and nays, which were as follows:

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Brown, Calvin, Carson, Clayton, Crooks, Curtiss, Deweese, Doty, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—83.

The nays were:

Messrs. Bolton, Bradley, Chapman, Coomes, Elliott, Gay, Hadley, Jaqua, Johnson, Manning of Carroll, Manning of Winneshiek, Rickel, Russell, Stone, and Warnock—15.

Absent or not voting:

Messrs. Duncan, and Wells—2.

So the motion to suspend the rule prevailed.

The hour having arrived for the special order, substitute for House Files Nos. 271 and 301, a bill for an act apportioning the State into representative districts, Mr. Holbrook moved the special order be postponed ten minutes.

The motion prevailed.

Mr. Holbrook moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—87.

The nays were:

Messrs. Bolton, Coomes, Elliott, Gay, Hadley, Johnson, Mallory, Manning of Carroll, Russell, and Warnock—10.

Absent or not voting:

Messrs. Duncan, Stone, and Wells—3.

So the bill passed and the title was agreed to.

Mr. Hamilton moved to call up House File No. 460.

The motion did not prevail.

The hour having arrived for the consideration of special order :

1st. Substitute for House Files Nos. 271 and 301.

2d. The bill in relation to a Board of Charity.

3d. The bill for the relief of Mr. Craig.

Leave was granted Mr. Jaqua to submit a minority report.

Leave was granted Mr. Updegraff to submit a report from the Judiciary Committee.

RESOLUTIONS.

Leave was granted Mr. Wright, of Warren, to offer the following resolution which was adopted :

WHEREAS, There are several bills pertaining to revenue, with recommendations from committees, and some having passed the Senate, therefore,

Be it resolved, That after the special order now due is disposed of, the following bills be considered in the order herein named, until disposed of: Senate Files Nos. 262, 265, 268, 248 and 30; also House Files Nos. 544, 508 and 336.

On motion of Mr. Sherrard, the special order was taken up.

Leave was granted Mr. Bliedung to offer the following resolution:

Resolved by the General Assembly of the State of Iowa, That all the general laws published in the "Iowa State Register," and "Iowa State Leader," be also published in the "Iowa Staats Anzeiger," a German newspaper published in the city of Des Moines, and the same compensation be paid to the said "Iowa Staats Anzeiger," as is paid to the "State Register" and "Leader;" *provided*, no extra compensation be allowed for the translation of the said laws.

Mr. Deweese moved to amend by striking out "Iowa Staats Anzeiger, of Des Moines, Iowa, and insert "Burlington Journal."

Mr. Manning, of Winneshiek, moved to amend the amendment by inserting "Decorah Postern."

The amendment to the amendment did not prevail.

The amendment did not prevail.

On the adoption of the resolution, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Chapman, Coomes, Duncan, Fast, Gay, Gleason, Hamilton, Higgins, Holbrook, Hotchkiss, Israel, King, Knoll, Lessenger, McCartney, Mallory, Manning of Carroll, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Rickel, Scott, Seaman, Seeley, Stephenson, Tiffin, Tyson, Warnock, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, Young, and Mr. Speaker—49.

The nays were:

Messrs. Allen, Ashby, Brown, Calvin, Clayton, Crooks, Curtiss, Deweese, Doty, Elliott, Flick, Gammons, Gardner, Gordon, Gray, Had-

ley, Hallock, Heron, Hiatt, Hoag, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lyman, McAllister, Macy, Manning of Winneshiek, Parkinson, Perrin, Rhode, Russell, Seymour, Sherrard, Stone, Taylor, Tremain, Walker, Waterman, Whaley, Wood, and Yoran—43.

Absent or not voting:

Messrs. Lyon, Maynard, Ratcliff, Terry, Updegraff, Ure, Wright of Warren, and Wells—8.

So the resolution was adopted.

MR. SPEAKER—I herewith return to your honorable body, Senate File No. 26, a bill for an act to repeal section 2272 of the Code.

A. T. McCARGAR, *First Assistant Secretary*.

Substitute for House Files Nos. 271 and 301, a bill for an act apportioning the State into Representative districts, etc., with report of committee recommending that it do pass, was taken up.

Mr. Hamilton offered the following substitute for the bill, leaving the districts as now formed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution with amendments:

Concurrent Resolution, relative to final adjournment. Amend by striking out "Thursday, the 21st," and inserting "Tuesday, the 26th;" and striking out "12 o'clock, M.," and inserting "11 o'clock, A. M.," in which amendments the concurrence of the House is asked.

J. A. T. HULL, *Secretary*.

Mr. Stone moved to take up the resolution in reference to final adjournment.

The motion prevailed.

Mr. Deweese moved to postpone further action on the resolution until 2 o'clock this afternoon.

The motion did not prevail.

The resolution of the Senate was adopted.

Mr. Macy moved to reconsider the vote by which the resolution was adopted, and that the motion be laid on the table.

The motion prevailed.

Mr. Jaqua demanded the yeas and nays which was seconded.

On the question, shall the main question be now put? the yeas and nays were demanded.

The yeas were:

Messrs. Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Chapman, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Gray, Hadley, Hallock, Hamilton, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Knoll, Kopp, Lessenger, Lyman, Lyon, McCartney, Macy, Mallory, Miles, Mueller, O'Brien, O'Donnell, Parkinson, Paul, Ratcliff, Russell, Scott, Seaman, Seeley, Seymour, Terry, Ure, Warnock, Waterman, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Young—54.

The nays were:

Messrs. Ashby, Barrett, Bolton, Coomes, Doty, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Heron, Hiatt, Johnson, King, McAllister, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Parker, Peake, Rhode, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Updegraff, Walker, Whaley, Wilson of Kossuth, Wood, and Mr. Speaker—36.

Absent or not voting:

Messrs. Alford, Allen, Carson, Clayton, Kauffman, Nichol, Perrin, Rickel, Wells, and Williams—10.

So the substitute was adopted.

REPORT OF COMMITTEE.

House File No. 471, a bill for an act to create a State Board of Charities, and to define the duties thereof, with report of the minority of the special committee that it do not pass, and with report of the majority of the committee that it do pass, the committee submitted the following majority and minority report:

MR. SPEAKER—The Special Committee, to whom was referred House File No. 471, beg leave to report that they have examined the same, and report the following annexed bill as a substitute, and recommend that the substitute do pass.

UPDEGRAFF, *Chairman*.

MR. SPEAKER—As a member of your committee, to whom was referred House Files Nos. 471 and 312, bills to create a State Board of Charities, beg leave to submit the following minority report:

We understand one of the objects in establishing a State Board of Charities, is to furnish to future General Assemblies a complete statement of the wants and requirements, as well as the workings and actual condition of all the State institutions now or hereafter to be formed without interfering with the present management of the same. The bill as reported by a majority of your committee, contemplates an entire removal of all the trustees of all the State institutions as contemplated under the act under the absolute control of a Board of Managers, composed of three members, who are to be appointed by the Governor, with the advice and consent of the Executive Council. This we deem at present as too radical a change. We are of the opinion that at least one resident trustee should remain on said board. The bill includes only the charitable, and a part of the educational institutions. It proposes to control the Agricultural College, as well as the State Normal School, omitting the State University. This, we think unjust. We can see no reason why one institution should be subject to the control of a State Board of Managers, and others left to transact their business as now provided by law. The bill also leaves out all the penal institutions of the State. This we deem as unwise. If there is any fact well developed of the corruptness of our State institutions, it is that of our State Penitentiaries. We are of the opinion that they, of all others, should be under the supervision of a State Board of Managers, and subjected to the control of the same.

For these, and other reasons, which we might assign, we are opposed to the bill as reported by a majority of your committee.

All of which is respectfully submitted.

G. JAQUA.

On motion of Mr. Jaqua the House adjourned until 2 o'clock, this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

RESOLUTIONS.

Leave was granted Mr. Deweese to offer the following resolution, which was referred to the Committee on Public buildings:

WHEREAS, There is, at the Asylum for the Blind at Vinton, a surplus of room, and at the Asylum for the Deaf and Dumb at Council Bluffs, a deficiency of room, and the further expenditure of money in additional buildings inexpedient at present; therefore, be it

Resolved, That the Committee on Public buildings be and are hereby instructed to report to the House a bill providing for the removal of the patients at each of said Asylums to the other; or if in the opinion of said committee it be deemed advisable to report a bill providing for the renting or purchase in Polk county of a suitable building for the Deaf and Dumb.

Mr. Lyon offered the following resolution, which was adopted:

Resolved, That substitute for Senate File No. 54, be made the special order to follow immediately after the consideration of special order of House Files Nos. 544, 508 and 336.

Mr. King offered the following concurrent resolution, which was adopted:

Be it resolved by the House of Representatives, the Senate concurring, That the vote which the time for adjournment was fixed at Tuesday, 11 A. M., be reconsidered and the following adopted: That the President of the Senate and the Speaker of the House be authorized to adjourn their respective Houses on Saturday, 23d instant, at 11 A. M.

Mr. Gleason moved to postpone until to-morrow, at 10 o'clock, A. M.

The motion did not prevail.

The question being on Mr. King's resolution, the yeas and nays were demanded, and

The yeas were:

Messrs. Barrett, Bowdish, Bradley, Crooks, Deweese, Duncan, Elliott, Fast, Flick, Gardner, Gordon, Gray, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Johnson, Kauffman, King, Kopp, Lyman, Lyon, McAllister, McCartney, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Peake, Rhode, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Warnock, Waterman, Wright of Wayne, and Young—47.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Doty, Gammons, Gay, Gleason, Hadley, Hallock, Holbrook, Jamison, Jaqua, Knoll, Lessenger, Macy, Manning of Winneshiek, Maynard, Morse,

Nichol, Perrin, Rickel, Russell, Scott, Stone, Tyson, Ure, Walker, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Mr. Speaker—47.

Absent or not voting:

Messrs. Mallory, Manning of Carroll, Miles, Paul, Ratcliff, Updegraff, Wells, and Williams—8.

So the resolution was adopted.

Mr. Stone moved to reconsider the vote by which the resolution was adopted.

Mr. King moved to lay the motion on the table.

The yeas and nays were demanded.

The yeas were:

Messrs. Allen, Ashby, Barrett, Bowdish, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Gray, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Johnson, King, Knoll, Kopp, Lessenger, McAllister, McCartney, Macy, Mueller, O'Brien, Parkinson, Peake, Rhode, Rickel, Seaman, Seeley, Seymour, Stephenson, Terry, Tiffin, Tremain, Tyson, Warnock, Waterman, and Young—48.

The nays were:

Messrs. Alford, Baker, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Gay, Gleason, Hadley, Hallock, Holbrook, Jamison, Jaqua, Kauffman, Lyman, Lyon, Manning of Winneshieck, Maynard, Morse, Nichol, O'Donnell, Parker, Paul, Perrin, Russell, Scott, Sherrard, Stone, Taylor, Updegraff, Ure, Walker, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—45.

Absent or not voting:

Messrs. Flick, Mallory, Manning of Carroll, Miles, Ratcliff, Wells, and Williams—7.

So the motion to lay the motion to reconsider on the table, prevailed.

Mr. Deweese had leave to introduce House File No. 575, a bill for an act empowering County Boards of Supervisors to offer rewards for the arrest of criminals.

Read first and second time, and referred to Judiciary Committee.

Leave was granted Mr. Rickel to offer the following resolution:

Resolved, That after the Special Order is exhausted, bills shall be taken up in the following order:

1. All bills relating to the revenue, and making appropriations.
2. All bills relating to court and criminal expenses.
3. Any other bills.
4. No bills of a local or legalizing character, shall be taken up or considered until those of the first and second class shall be disposed of.

Leave was granted Mr. Wilson, of Polk, to offer the following substitute:

Resolved, That hereafter, no special order shall be made, nor shall any bill be called up out of its order.

Mr. Bolton moved to lay both resolutions on the table.

The motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the House amendments to the following bills:

Senate File No. 252, a bill for an act to amend sections 1692 and 1693 of the Code, in relation to support of the Deaf and Dumb Institute.

Senate File No. 275, a bill for an act to amend chapter 21, laws of the Fifteenth General Assembly, relative to support of the Reform School.

Senate File No. 247, a bill for an act to amend sections 1384 and 1390 of the Code, in relation to the care of the insane.

Senate File No. 251, a bill for act to repeal section 1580 of the Code, relating to the fees of Superintendent of Public Instruction.

Also, that the Senate has concurred in the House substitute for Senate File No. 104, a bill for an act to amend section 3829, title 23, of the Code, in relation to attorneys fees for defending persons charged with crime.

Also, that the Senate has passed, without amendment, House File No. 559, a bill for an act to amend chapter 137, of the acts of the Sixteenth General Assembly, relating to support of convicts in the additional penitentiary.

House File No. 560, a bill for an act to amend section 4785 of the Code, in relation to the support of convicts.

House File No. 533, a bill for an act to amend chapter 2, title 11, section 1427, of the Code, relating to the support required by counties for the support of the insane.

J. A. T. HULL, *Secretary*.

The following report of the special committee, appointed to investigate the administration of Seth H. Craig during his term of six (6) years as Warden of the Penitentiary at Fort Madison, was received:

To the General Assembly of the State of Iowa :

We, the undersigned, having been appointed by your honorable body as a committee to investigate the administration of Seth H. Craig, during his term of six (6) years as Warden of the Penitentiary at Ft. Madison, would respectfully report that we have examined the books of said Warden, and have made an abstract therefrom which has been printed and is before you, a careful examination of which evidences, to say the least, unwarranted extravagant management.

We further find from such testimony as we have been able to take, the misapplication of the resources of the prison, as well as the moneys appropriated by the State, from legitimate to illegitimate use by said Warden, the extent of which from the time we have had for such investigation has not, in our judgment, been fully developed. There has been evidence taken tending to show that large amounts have been misapplied by said Warden, and, we believe further, reliable evidence can be obtained tending to show other such misappropriations, our limited time alone preventing us from obtaining the same.

The books, while on their face clerically correct, were not kept as required and provided for by law. No cash account was kept as shown by the books, and the funds of the different departments were used promiscuously by said Warden. It was a work of great labor to trace and separate the disbursements so as to make a statement showing the application of the moneys of the institution.

We found that the Warden did not advertise as required by law, for bids for the buildings for which money had been appropriated by the State, nor for bids for the supplies of the Penitentiary except beef. The evidence and the admissions of Warden Craig tend to prove that large amounts in the bills for telegraphing, express charges, dry goods, hardware, and groceries have been paid out of State funds, and which have not been, but should have been paid by said S. H. Craig, and have not been refunded to the State; and the testimony of witnesses tend to show that in many directions large amounts of money ought to be recovered and saved to the State.

We further find an indebtedness incurred by Warden Craig, aggregating thirteen thousand five hundred (\$13,500) dollars still unpaid, and no means in the present Warden's hands to pay current expenses or pay said indebtedness. The testimony of said Warden and the books of the prison show that he has expended during the last two years of his term over \$15.00 per month for the general support of each convict, an excess of about \$7.00 per month for each convict more than allowed by law.

On account of the absence from the State of several important witnesses, and the large amount of testimony which it will be necessary to take, your committee cannot complete the labor assigned it before the close of the present session of the General Assembly, should an adjournment be had as is now contemplated; we therefore recommend that such action be taken by the General Assembly as will insure a full and complete investigation of the affairs of said S. H. Craig, during the six years he was Warden of said Penitentiary.

The evidence has not all been copied by the clerks from the report of short-hand reporter, and we are at this time unable to submit the same.

Respectfully submitted,

S. L. BESTOW,
CHAS. E. BRONSON,
Committee on part of the Senate.
H. W. GLEASON,
J. A. ISRAEL,
J. W. MILES,
Committee on part of the House.

The House resumed consideration of House File No. 471.

Mr. Rickel moved to amend section 5, by adding: "and each commissioner shall execute a bond in the sum of ten thousand dollars, to be approved by the Executive Council, conditioned that they will in all respects faithfully and impartially perform all the duties of such officers as required by law."

Mr. McCartney moved to strike out all of section 1, after the word "district," in fourth line.

The amendment of Mr. McCartney was not adopted.

Mr. Holbrook moved to amend by striking out all of section 1, line 5, after the words "which is," and insert, "hereby made subject to the manager of this board of council."

The amendment was adopted.

Mr. Lyon moved to amend by inserting after the word "years," in second line of 3d section, "and shall be elected by the people at large."

The motion did not prevail.

Mr. Curtiss moved to amend section 8, by inserting "2,000" in lieu of "1,500."

The motion did not prevail.

Mr. Crooks moved to amend by striking out "1,500," and insert "1,200."

Mr. Stone moved to amend section 9, second line, by inserting "and penitentiaries," after the word "educational."

Mr. Wright, of Warren, moved to amend section 9, by striking out of third line, after the word "officers," the word "and," and insert the words, "who shall;" also insert after the word "institutions," the words, "subject to the approval of said commissioners."

The amendment was adopted.

Mr. Hiatt moved to amend section 9.

The amendment did not prevail.

The amendment was not adopted.

Mr. Taylor moved to amend section 9, by inserting after the word "board," in first line, "together with one local trustee, or commissioner."

Mr. Rickel moved to amend section 10, first line, and insert after the word "control," the words, "together with the Executive Council."

The amendment was not adopted.

Mr. Yoran moved to amend section 11, by striking out the words "Agricultural College."

On this question the yeas and nays were demanded.

The yeas were:

Messrs. Bloom, Calvin, Clayton, Crooks, Curtis, Gleason, Hadley, Heron, Holbrook, Johnson, Kauffman, King, McAllister, Macy, Mallory, Morse, Nichol, O'Donnell, Parker, Paul, Perrin, Taylor, Tremain, Wood, and Yoran—25.

The nays were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Brown, Carson, Chapman, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Hamilton, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Knoll, Kopp, Lyman, Lyon, McCartney, Manning of Winneshiek, Maynard, Miles, Mueller, O'Brien, Parkinson, Peake, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—65.

Absent or not voting:

Messrs. Alford, Bradley, Coomes, Lessenger, Manning of Carroll, Ratcliff, Rickel, Terry, Waterman, and Wells—10.

So the motion to amend did not prevail.

Mr. Hiatt moved to insert State University after the word Agricultural College, in third line of section 11.

Mr. Stone moved the previous question on section 11, which was seconded.

The question being on the amendment offered by Mr. Hiatt, the ayes and nays were demanded.

The yeas were:

Messrs. Allen, Ashby, Chapman, Clayton, Crooks, Curtiss, Elliott, Gardner, Gay, Hamilton, Hiatt, Higgins, Hoag, Jaqua, Lyon, McCartney, Nichol, O'Brien, Seeley, Sherrard, Stone, Williams, Wilson of Polk, Wright of Warren, and Young—25.

The nays were:

Messrs. Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Coomes, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lyman, McAllister, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Stephenson, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Warnock, Wilson of Kosuth, Wood, Wright of Wayne, and Yoran—64.

Absent or not voting:

Messrs. Alford, Baker, Lessenger, Manning of Carroll, O'Donnell, Ratcliff, Terry, Waterman, Wells, Whaley, and Mr. Speaker—11.

So the motion to amend did not prevail.

Mr. Tremain moved to amend section 11 by striking out "Normal School."

The amendment was not adopted.

Mr. Hiatt moved to reconsider the vote by which the motion to strike out "Agricultural College" was lost.

The motion did not prevail.

Mr. Stone moved to amend section 12 by inserting after the words, "section," line three, "and penitentiaries."

The amendment was adopted.

Mr. Mallory moved that when this House adjourn, it be until 7 o'clock this evening.

Mr. Hadley moved to amend by inserting "7:30."

The amendment prevailed.

The motion prevailed.

Mr. Updegraff moved to amend section 16, in second line, by striking out "1,500," and inserting "1,750."

Mr. Curtiss moved to amend the amendment by inserting "3,000," instead of "1,750."

On the adoption of the amendment the yeas and nays were demanded, and

The yeas were:

Messrs. Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Crooks, Doty, Duncan, Gammons, Hamilton, Hotchkiss, King, Lessenger, Lyon, McAllister, Macy, Mallory, Miles, Morse, Nichol, O'Brien, Scott, Stephenson, Stone, Tyson, Updegraff, Ure, Whaley, Wright of Warren, and Young—34.

The nays were:

Messrs. Allen, Ashby, Calvin, Chapman, Clayton, Coomes, Curtiss, Deweese, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Holbrook, Israel, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, McCartney, Manning of Winneshiek, Maynard, Mueller, Parker, Parkinson, Peake, Perrin, Rhode, Rickel, Russell, Seeley, Seymour, Sherrard, Taylor, Tiffin, Tremain, Walker, Warnock, Williams, Wilson of Polk, Wright of Wayne, and Yoran—50.

Absent or not voting:

Messrs. Alford, Gleason, Higgins, Hoag, Jamison, Manning of Carroll, O'Donnell, Paul, Ratcliff, Seaman, Terry, Waterman, Wells, Wilson of Kossuth, Wood, and Mr. Speaker—16.

So the motion to amend did not prevail.

Mr. Tyson moved that he have leave to offer the following resolution, which prevailed:

WHEREAS, House File No. 504 was introduced on the 27th of last month and referred to the Ways and Means Committee and has not been reported on; therefore, be it

Resolved, That the Ways and Means Committee be requested to report on said bill by 9 o'clock to-morrow morning.

Mr. Hiatt moved to adjourn.

The motion did not prevail.

Mr. Kauffman moved to adjourn.

The motion did not prevail.

Mr. Updegraff moved to amend section 16, fifth line, by striking out all after the word "secretary," down to the word "after," and insert "while actually engaged in his legal duties."

Mr. McCartney moved to amend section 16: Strike out "1,500," and insert "1,200."

On the adoption of the amendment, the ayes and nays were demanded.

The yeas were:

Messrs. Allen, Barrett, Calvin, Carson, Chapman, Clayton, Curtiss, Elliott, Gray, Hamilton, Hiatt, Hotchkiss, Israel, Jamison, Knoll, Lessenger, McCartney, Mueller, Nichol, O'Brien, Russell, Stephenson, Taylor, Terry, Tremain, Warnock, Williams, Wilson of Polk, Yoran, and Young—30.

The nays were:

Messrs. Ashby, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Coomes, Crooks, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hallock, Heron, Higgins, Hoag, Holbrook, Jaqua, Johnson, King, Kopp, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Parker, Parkinson, Peake, Perrin, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stone, Tiffin, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Kossuth, Wood, Wright of Warren, and Wright of Wayne—58.

Absent or not voting:

Messrs. Alford, Baker, Gleason, Kauffman, Manning of Carroll, O'Donnell, Paul, Ratcliff, Seaman, Waterman, Wells, and Mr. Speaker—12.

So the motion to amend did not prevail.

Mr. Whaley moved to adjourn.

The motion did not prevail.

Mr. Macy moved to amend by adding a new section (19.) Each of the members of said board shall be liable to the provisions and penalties of the act approved March 20, 1878, entitled an act to make it a penal offense for officers of the State institutions to contract indebtedness in excess of the appropriations, and providing a punishment therefor.

The substitute as amended was adopted.

The bill was ordered engrossed for a third reading.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Crooks, Deweese, Duncan, Fast, Flick, Gammons, Gardner, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Holbrook, Israel, Jamison, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, Macy, Mallory, Mannig of Winneshiek, Miles, Morse, Mueller, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tyson, Updegraff, Ure, Walker, Warnock, Whaley, Wright of Warren, and Wright of Wayne—64.

The nays were:

Messrs. Allen, Calvin, Chapman, Clayton, Coomes, Curtise, Doty, Elliott, Gay, Hadley, Higgins, Hoag, Hotchkies, Jaqua, Kauffman, McAllister, McCartney, Maynard, Nichol, O'Brien, Russell, Tremain, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, Young, and Mr. Speaker—29.

Absent or not voting:

Messrs. Alford, Gleason, Manning of Carroll, O'Donnell, Ratcliff, Waterman, and Wells—7.

So the bill passed and the title was agreed to.

Mr. Updegraff moved to reconsider the vote by which the bill was passed.

The motion did not prevail.

On motion of Mr. Bradley, the House adjourned until 7:30, this P. M.

EVENING SESSION.

7:30 O'CLOCK, P. M.

House was called to order by the Speaker.

The hour having arrived for consideration of special order, House File No. 547, the question recurring on the amendment offered by Mr. King.

On motion of Mr. Carson, House File No. 576, a bill for an act to legalize the official acts of James D. Carson, etc., was taken up.

Read first and second time.

Mr. Carson moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, De-weese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whalley, Williams, Wilson of Kossuth, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Bowdish, Curtiss, Elliott, Hamilton, Jaqua, Mueller, O'Donnell, Paul, Rickel, Warnock, Wells, Wilson of Polk, and Wood—14.

So the bill passed and the title was agreed to.

Mr. Gleason had leave to present a petition in favor of capital punishment, which was passed on file.

Leave was granted Mr. Yoran to introduce House File No. 577, a bill for an act providing for the employment of one guard for every eight prisoners at the Anamosa Penitentiary.

Read first and second time.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Duncan, Flick, Gammons, Gardner, Gay, Gordon, Hallock, Hiatt, Hoag, Holbrook, Israel, Johnson, Kauffman, King, Lyman, Lyon, Mc-

Allister, McCartney, Macy, Mallory, Manning of Carroll, Maynard, Miles, Mueller, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Kossuth, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—70.

The nays were:

Messrs. Calvin, Deweese, Fast, Gleason, Gray, Hadley, Heron, Higgins, Hotchkiss, Jamison, Knoll, Kopp, Lessenger, Manning of Winneshiek, Morse, Rhode, Rickel, Sherrard, and Williams—19.

Absent or not voting:

Messrs. Bloom, Curtiss, Elliott, Hamilton, Jaqua, O'Donnell, Paul, Warnock, Wells, Wilson of Polk, and Wood—11.

So the bill passed and the title was agreed to.

House File No. 547, a bill for an act for the relief of Wm. R. Craig, was taken up.

The preamble offered by Mr. Stone was adopted.

The amendment offered by Mr. King was adopted.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gay, Gleason, Gordon, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Maynard, Miles, Morse, Nichol, O'Brien, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Updegraff, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—66.

The nays were:

Messrs. Bowdish, Chapman, Crooks, Curtiss, Gardner, Gray, Hadley, Hallock, Hotchkiss, Johnson, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Parker, Russell, Seaman, Stephenson, Tiffin, Tremain, Tyson, Ure, Waterman, and Yoran—24.

Absent or not voting:

Messrs. Elliott, Hamilton, Heron, Jaqua, Mueller, O'Donnell, Parkinson, Warnock, Wells, and Wood—10.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE.

Leave was granted Mr. Chapman to submit the following reports from Committee on Compensation of Public Officers:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 262, a bill for an act to regulate the per diem and mileage of trustees of State Institutions, and members of Visiting Committees to Hospitals for Insane, and regents of the State University, beg leave to report that they have had the same

under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 383, a bill for an act to increase the fees of constables in certain cases, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

J. CHAPMAN, *Chairman.*

Ordered passed on file.

RESOLUTION.

Leave was granted Mr. Deweese to offer the following resolution, which was adopted:

WHEREAS, The Twelfth General Assembly appropriated \$125,000 to pay for building the Deaf and Dumb Asylum; and,

WHEREAS, The Thirteenth General Assembly appropriated \$35,000 more for the same purpose; and,

WHEREAS, It appears that only \$121,997.78 have ever been paid for erecting said buildings; therefore,

Resolved, That the Auditor of State is hereby requested to report to this House the amount of warrants drawn on said appropriations, and by whom received, and when.

REPORT OF COMMITTEE.

Leave was granted Mr. Taylor, from the Committee on Reform School, to submit the following report:

MR. SPEAKER—Your Committee on Reform School, to whom was referred resolution in relation to the books of the State Reform School, beg leave to report that they have had the same under consideration; and have instructed me to report the same back to the House without recommendation.

TAYLOR, *Chairman.*

Ordered passed on file.

On motion of Mr. Wright, of Warren, Senate File No. 262, a bill for an act to regulate the per diem and mileage of officers of State institutions, was taken up.

Mr. Wright, of Warren, moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory,

Manning of Carroll, Maynard, Miles, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Ure, Waterman, Whaley, Williams, Wilson of Kossuth, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—83.

The nays were:

Messrs. Baker, Bloom, Manning of Winneshiek, Morse, and Wilson of Polk—5.

Absent or not voting:

Messrs. Elliott, Hamilton, Holbrook, Jaqua, Mueller, O'Donnell, Tyson, Updegraff, Walker, Warnock, Wells, and Wood—12.

So the bill passed and the title was agreed to.

Senate File No. 268, a bill for an act to repeal chapter 123, acts of the Eleventh General Assembly, and chapter 8 and chapter 120 of the acts of the Twelfth General Assembly, and chapter 93 of the acts of the Thirteenth General Assembly, with report of committee recommending that it do pass, with amendment, was taken up and considered.

The bill was ordered engrossed for a third reading.

Mr. Wright, of Warren, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Duncan, Fast, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hiatt, Higgins, Holbrook, Hotchkiss, Israel, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Manning of Carroll, Maynard, Miles, Nichol, Paul, Peake, Perrin, Ratcliff, Scott, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—64.

The nays were:

Messrs. Baker, Barrett, Curtiss, Deweese, Flick, Heron, Hoag, Jamison, Johnson, Knoll, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, Mueller, O'Brien, Parker, Parkinson, Rhode, Rickle, Russell, Seaman, Seeley, Seymour, Sherrard, Stephenson, and Waterman—28.

Absent or not voting:

Messrs. Elliott, Hamilton, Jaqua, O'Donnell, Warnock, Wells, Williams, and Wood—8.

So the bill passed and the title was agreed to.

Senate File No. 265, a bill for an act relating to the fees of justices of the peace in criminal cases, with report of committee recommending that it do pass, was taken up.

Mr. Seaman moved to lay the bill on the table.

The motion prevailed.

Mr. King moved to take up House File No. 523.

The motion did not prevail.

Mr. Updegraff moved to suspend the rule, and take up House File No. 265 from the table.

The motion prevailed.

Mr. King moved to amend by inserting, "and mayors," after the words "justices of the peace," in 2d line.

Mr. Perrin moved the previous question, which was seconded.

The question, shall the main question be now put? was decided in the affirmative.

The report of the committee was adopted.

The question recurring on the adoption of the amendment offered by Mr. King, the amendment was adopted.

The bill was ordered engrossed for a third reading.

Mr. Wright, of Warren, moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

On the motion to suspend the rule, the ayes and nays were demanded.

The yeas were :

Messrs. Allen, Barrett, Bliedung, Bowdish, Bradley, Brown, Chapman, Crooks, Deweese, Duncan, Gleason, Gordon, Gray, Hadley, Heron, Higgins, Holbrook, Israel, Jamison, Johnson, Kauffman, King, Kopp, Lyon, McCartney, Mallory, Manning of Carroll, Morse, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Russell, Scott, Seymour, Sherrard, Stephenson, Tiffin, Updegraff, Ure, Waterman, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—50.

The nays were :

Messrs. Alford, Ashby, Baker, Bloom, Bolton, Calvin, Carson, Clayton, Coomes, Curtiss, Doty, Fast, Flick, Gammons, Gardner, Gay, Hallock, Hiatt, Hoag, Hotchkiss, Knoll, Lessenger, Lyman, McAllister, Macy, Manning of Winneshiek, Maynard, Miles, Mueller, Perrin, Rhode, Rickel, Seaman, Seeley, Stone, Taylor, Terry, Tremain, Tyson, Whaley, and Yorak—11.

Absent or not voting:

Messrs. Elliott, Hamilton, Jaqua, O'Donnell, Ratcliff, Walker, Warnock, Wells, and Wood—9.

So the motion to suspend the rule did not prevail.

Senate File No. 248, a bill for an act to repeal section 12 of the Code, etc., with the report of the committee recommending amendments, was taken up.

Mr. Waterman moved to lay the bill on the table.

The yeas and nays were demanded, and

The yeas were :

Messrs. Allen, Bradley, Carson, Chapman, Coomes, Deweese, Fast, Flick, Gray, Hadley, Hallock, Higgins, Hoag, Johnson, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Macy, Manning of Carroll, Miles, O'Brien, Paul, Peake, Rhode, Russell, Seaman, Seymour, Sherrard, Terry, Tiffin, Updegraff, Waterman, Wilson of Kossuth, Wilson of Polk, and Mr. Speaker—38.

The nays were :

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Clayton, Crooks, Curtiss, Doty, Gammons, Gardner, Gay, Gleason, Gordon, Hiatt, Holbrook, Hotchkiss, Israel, Jamison, Kauffman, Lyon, McCartney, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, Parker, Parkinson, Perrin,

Rickel, Scott, Seeley, Stephenson, Stone, Taylor, Tremain, Tyson, Ure, Walker, Whaley, Williams, Wright of Warren, Wright of Wayne, Yoran, and Young—52.

Absent or not voting:

Messrs. Duncan, Elliott, Hamilton, Heron, Jaqua, O'Donnell, Ratcliff, Warnock, Wells, and Wood—10.

So the motion to lay on the table did not prevail.

Mr. Bolton moved to lay the bill on the table.

The motion prevailed.

Substitute for Senate File No. 30, a bill for an act to prohibit defendants convicted of murder being admitted to bail, was taken up.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, Peake, Perrin, Rickel, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Young—79.

The nays were:

Messrs. Gleason, Gordon, Heron, Miles, Nichol, Parkinson, Rhode, and Waterman—8.

Absent or not voting:

Messrs. Elliott, Hamilton, Jaqua, O'Donnell, Parker, Paul, Ratcliff, Seeley, Walker, Warnock, Wells, Wood, and Mr. Speaker—13.

So the bill passed and the title was agreed to.

On motion of Mr. Hiatt, the House adjourned until 9 o'clock, tomorrow, A. M.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 22, 1878. }

House met pursuant to adjournment, the Speaker in the chair.

Prayer by Rev. Murphy.

Pending the reading of the journal of yesterday, on motion of Mr. Deweese, the further reading was dispensed with.

REPORT OF COMMITTEE.

Mr. Stone, from the Committee on Ways and Means, had leave to submit the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 504, a bill for an act to authorize and regulate the recovery of taxes, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 545, a bill for an act to legalize the levy of a road tax in Benton township, Fremont county, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

W. M. STONE, *Chairman.*

Ordered passed on file.

On motion of Mr. Deweese, Senate messages were taken up.

Leave was granted Mr. Stone to withdraw his motion to reconsider the vote on House File No. 571.

Mr. Maynard had leave to introduce House File No. 579, a bill for an act to legalize the Independent School District of Plainfield.

Read first and second time, and referred to Committee on Schools.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 80, a bill for an act to legalize the acts of Mason Fish, a justice of the peace in Shelby county.

Substitute for Senate File No. 311, a bill for an act to prevent the use of the funds of the State University for support of the Preparatory Department after July 1st, 1879.

Senate File No. 253, a bill for an act in relation to revenue.

Senate File No. 315, a bill for an act amendatory to chapter 132, laws of the Sixteenth General Assembly, relative to distribution of the laws.

Senate File No. 318, a bill for an act to tax sleeping and dining cars.

I am also directed to inform your honorable body that the Senate has passed the following bills without amendment:

House File No. 304, a bill for an act for the endowment and support of the State University.

House File No. 524, a bill for an act to legalize the organization of the independent school district of Sioux Rapids, in the county of Buena Vista, State of Iowa.

I am further directed to inform your honorable body that the Senate laid upon the table House Resolution fixing Saturday, the 23d inst., for final adjournment.

J. A. T. HULL, *Secretary*

On motion of Mr. Deweese, Senate File No. 259, a bill for an act to regulate the sale of liquors within two miles of corporate limits, was taken up.

Mr. Knoll moved to refer to the Committee on Police Regulations.

On the question to refer, the yeas and nays were demanded.

The yeas were:

Messrs. Bliedung, Bolton, Bradley, Carson, Crooks, Elliott, Fast, Gray, Hamilton, Hotchkiss, Israel, Knoll, Lessenger, Miles, Mueller, Parker, Ratcliff, Seaman, Seymour, Stone, Waterman, Williams, Wilson of Kossuth, and Young—24.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Brown, Calvin, Chapman, Clayton, Deweese, Doty, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, Parkinson, Peake, Perrin, Rhode, Rickel, Russell, Scott, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Yoran—60.

Absent or not voting:

Messrs. Bloom, Bowdish, Coomes, Curtiss, Duncan, King, Mallory, O'Brien, O'Donnell, Paul, Seeley, Updegraff, Warnock, Wells, Wood, and Mr. Speaker—16.

So the motion to refer did not prevail.

Mr. Waterman moved to amend by inserting after "liquor," in 3d line, section 1, "except at wholesale."

The amendment did not prevail.

Mr. Wilson of Polk moved to amend section 1, by inserting after the word "liquor," in third line section 1, the words, "alcoholic distilleries excepted."

The amendment was not adopted.

Mr. Bliedung moved to strike out section 9.

The amendment was not adopted.

Mr. Manning, of Carroll, moved to amend by adding to section 1, "except at wholesale for the purposes of shipment to places outside of such corporation and such two mile limits."

The amendment was adopted.

Mr. Deweese moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

On the question of the suspension of the rules the ayes and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshieik, Maynard, Miles, Morse, Nichol, Parker, Parkinson, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—68.

The nays were:

Messrs. Bliedung, Bolton, Bowdish, Bradley, Crooks, Elliott, Fast, Gray, Holbrook, Hotchkiss, Israel, Knoll, Kopp, Lessenger, Mueller, O'Brien, O'Donnell, Paul, Ratcliff, Seaman, Seymour, Waterman, and Young—23.

Absent or not voting:

Messrs. Bloom, Duncan, Hamilton, King, Mallory, Warnock, Wells, Whaley, and Wood—9.

So the motion to suspend the rule prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bolton, Brown, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshieik, Maynard, Miles, Morse, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—69.

The nays were:

Messrs. Bliedung, Bowdish, Bradley, Clayton, Crooks, Elliott, Fast, Gray, Holbrook, Hotchkiss, Israel, Knoll, Kopp, Lessenger, Mueller, O'Brien, O'Donnell, Paul, Seymour, Waterman, Williams, Wilson of Kossuth, and Young—23.

Absent or not voting:

Messrs. Bloom, Duncan, Hamilton, King, Mallory, Warnock, Wells, and Wood—8.

So the bill passed and the title was agreed to.

Mr. Deweese moved to reconsider the vote by which Senate File No. 259 was passed, and moved to lay the motion on the table.

The motion prevailed.

On motion of Mr. Rickel, House File No. 73, a bill for an act to amend section 2590, chapter 5, title 17, of the Code, with report of committee recommending amendments, was taken up and considered.

Mr. Rickel moved that the rule be suspended and the bill be consid

ered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—89.

The nays were:

Messrs. Manning of Carroll, and Mueller—2.

Absent or not voting:

Messrs. Bloom, Bowdish, Deweese, Duncan, King, Mallory, Warnock, Wells, and Wood—9.

So the Senate amendments were concurred in.

Mr. Alford moved to make House Files Nos. 193 and —, relating to capital punishment, a special order for to-morrow morning at 10 o'clock, A. M.

The motion did not prevail.

Mr. Rickel moved to make House File No. 26 a special order for to-morrow morning at 10 o'clock.

On this the yeas and nays were demanded.

The yeas were:

Messrs. Bliedung, Bolton, Calvin, Deweese, Gleason, Hallock, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Terry, Tiffin, Tyson, Updegraff, Walker, Waterman, Wilson of Kossuth, Yoran, and Mr. Speaker—33.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Maynard, Miles, O'Brien, O'Donnell, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Tremain, Ure, Whaley, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—60.

Absent or not voting:

Messrs. Duncan, King, Mallory, Paul, Warnock, Wells, and Wood—7.

So the motion to make a special order did not prevail.

Leave was granted Mr. Wilson, of Polk, to offer the following resolution:

Resolved, That hereafter the House will adhere strictly to the regular order, and that no bills can be called up out of order, except by a three-fourths vote.

Mr. Morse moved to refer to Committee on Claims.

The motion did not prevail.

Mr. Wilson, of Polk, moved to suspend the rules and consider the resolution now.

The motion prevailed.

Mr. Taylor moved to amend by striking out "three-fourths" and inserting "two-thirds."

The motion did not prevail.

The resolution was adopted.

Mr. Gleason presented a petition in reference to a division of a school district, which was passed on file.

Mr. Barrett introduced House File No. 578, a bill for an act to apply the provisions of House File No. 150 to independent school districts, etc.

Read first and second time, and referred to Committee on County and Township Organization.

Mr. Stone moved the rule be suspended and the bill be read a third time now.

The motion did not prevail.

On motion of Mr. Morse, substitute for Senate File No. 54, a bill for an act to provide for the organization of the State Militia, was taken up.

Mr. Morse moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Flick, Gammons, Gay, Gordon, Hadley, Hallock, Hiatt, Higgins, Israel, Johnson, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seeley, Sherrard, Stone, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—70.

The nays were:

Messrs. Bradley, Crooks, Elliott, Fast, Gardner, Gleason, Hamilton, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, Knoll, O'Brien, Seaman, Seymour, Taylor, and Tyson—19.

Absent or not voting:

Messrs. Bloom, Doty, Duncan, Gray, Heron, King, Lessenger, Mallory, Stephenson, Warnock, and Wells—11.

So the bill passed and the title was agreed to.

Mr. Hiatt moved to reconsider the vote by which the bill passed, and moved to lay the same on the table.

The motion prevailed.

Substitute for Senate File No. 237, a bill for an act to prevent the making and publication of false or deceptive statements in relation to the business of fire insurance, was taken up and read first and second time.

Mr. Morse moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran Young, and Mr. Speaker—93.

The nays were—None.

Absent or not voting:

Messrs. Clayton, Duncan, King, Mallory, Stone, Warnock, and Wells—7.

So the bill passed and the title was agreed to.

Mr. Perrin moved that House File No. 261 be indefinitely postponed.

The motion prevailed.

Senate File No. 122, a bill for an act to repeal section 1160 of the Code, was taken up.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hamilton, Heron, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Duncan, Hallock, Hiatt, Hotchkiss, King, Mallory, O'Brien, Stone, Warnock, and Wells—10.

So the bill passed and the title was agreed to.

Mr. Macy moved that House File No. 237 be indefinitely postponed.

The motion prevailed.

On motion of Mr. Morse, Senate File No. 303, a bill for an act to amend section 80, chapter 4, title 2 of the Code, was taken up.

Read first and second time.

Mr. Morse moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Bolton, Bowdish, Bradley, Clayton, Duncan, Gay, King, Lessenger, Mallory, Manning of Winneshiek, Miles, Paul, Sherrard, Warnock, and Wells—15.

So the bill passed and the title was agreed to.

Senate File No. 304, a bill for an act to legalize the boundaries of the independent school district of Nevada, Iowa, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were:

Mr. Miles—1.

Absent or not voting:

Messrs. Bolton, Bowdish, Bradley, Duncan, Gay, Hamilton, King, Lessenger, Mallory, Paul, Rickel, Stone, Terry, Updegraff, Warnock, Waterman, and Wells—17.

So the bill passed and the title was agreed to.

Senate File No. 227, a bill for an act for the leasing of grounds and

buildings for the girls' department of the State Reform School, was taken up.

Read first and second time.

Mr. Bliedung moved to strike out "1,000" and insert "100."

The motion did not prevail.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bradley, Brown, Calvin, Carson, Chapman, Crooks, Doty, Fast, Flick, Gammons, Gardner, Gray, Hallock, Hamilton, Heron, Hiatt, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Seeley, Sherrard, Stephenson, Stone, Taylor, Tremain, Tyson, Updegraff, Ure, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—67.

The nays were:

Messrs. Bolton, Bowdish, Deweese, Elliott, Gleason, Gordon, Hadley, Higgins, Knoll, Kopp, Seaman, Seymour, and Tiffin—13.

Absent or not voting:

Messrs. Clayton, Coomes, Curtiss, Duncan, Gay, Hoag, Jaqua, King, Lessenger, Lyon, Mallory, Miles, Paul, Rickel, Scott, Terry, Walker, Warnock, Waterman, and Wells—20.

So the bill passed and the title was agreed to.

Senate File No. 138, a bill for an act to provide for the rebuilding of the Deaf and Dumb Asylum, etc., was taken up.

Read first and second time.

Mr. Gleason moved that the bill be referred to the Ways and Means Committee.

On this motion, the yeas and nays were demanded.

The yeas were:

Messrs. Bliedung, Bradley, Brown, Crooks, Deweese, Duncan, Gammons, Gardner, Gleason, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hotchkiss, Israel, Kauffman, Kopp, Lyon, Manning of Winneshiek, Maynard, Miles, Ratcliff, Seymour, Tiffin, Tyson, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—36.

The nays were:

Messrs. Alford, Allen, Ashby, Barrett, Bloom, Bolton, Bowdish, Calvin, Carson, Chapman, Coomes, Curtiss, Doty, Elliott, Fast, Flick, Gay, Gordon, Hamilton, Hoag, Holbrook, Jamison, Jaqua, Johnson, Knoll, Lessenger, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Rhode, Russell, Scott, Seaman, Seeley, Stephenson, Stone, Taylor, Terry, Tremain, Waterman, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—54.

Absent or not voting:

Messrs. Baker, Clayton, King, Mallory, Parker, Perrin, Rickel, Sherard, Warnock, and Wells—10.

So the motion to refer did not prevail.

REPORTS OF COMMITTEES.

Mr. Walker from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 401, a bill for an act to amend section 611, chapter 3, title 5 of the Code, changing the time for closing the polls on election days, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 166, a bill for an act to preserve the purity of elections, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House without recommendation.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 215, a bill for an act to regulate the election of township assessor and clerk in any township having a city or incorporated town within its limits, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. C. WALKER, *Chairman*.

Ordered passed on file.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Senate File No. 262, a bill for an act to regulate the per diem and mileage of trustees of State Institutions, members of Visiting Committees to Hospitals for Insane, and Regents of the State University.

Substitute for Senate File No. 30, a bill for an act to prohibit defendants convicted of murder being admitted to bail.

Senate File No. 223, a bill for an act to legalize the organization and acts of the Central Block Association of Webster City.

Senate File No. 234, a bill for an act appropriating money to defray the expenses incurred by reason of threatened riots during the summer of 1877.

Also, presented the following to the Governor for his approval:

Senate File No. 263, an act to amend section 4171 of the Code, relating to fugitives from justice.

Senate File No. 274, an act to amend section 3762 of the Code, relating to salary of the State Librarian.

Senate File No. 307, an act to legalize the incorporation of the trustees of the Algona College.

Senate File No. 286, an act to repeal section 3771 of the Code, and to enact a substitute therefor, in relation to compensation of the Clerk of the Supreme Court, and fixing the amount of fees in certain cases and providing for the collection and payment into the State Treasury, and repealing section 3772 of the Code.

Also, find the following correctly enrolled:

Senate File No. 275, a bill for an act to amend chapter 21, laws of the Fifteenth General Assembly, relative to support of reform schools.

Senate File No. 251, a bill for an act to repeal section 1580 of the Code, relating to the fees of Superintendent of Public Instruction.

Senate File No. 252, a bill for an act to amend sections 1692 and 1693 of the Code, in relation to support of the Deaf and Dumb Institution.

Senate File No. 247, a bill for an act to amend sections 1384 and 1390 of the Code, in relation to the care of the insane.

Senate File No. 49, a bill for an act to amend chapter 145 of the acts of the Sixteenth General Assembly, in relation to taxing and the sale of public lands for taxes.

Senate File No. 305, a bill for an act to legalize the incorporation of the town of Cherokee, in Cherokee county, Iowa.

Senate File No. 238, a bill for an act requiring the board of supervisors to cancel the unpaid taxes voted in aid of railroads between the first day of January, 1868, and the first day of January, 1875.

Senate File No. 185, a bill for an act to promote the collection of revenue in incorporated cities acting under special charters, and to legalize the taxes heretofore levied therein, and sale made thereunder.

Substitute for Senate File No. 104, a bill for an act to amend section 3829, title 23 of the Code, in relation to attorneys fees for defending persons charged with crime.

House File No. 533, a bill for an act to amend chapter 2, title 11, section 1427 of the Code, relating to the support required by counties for the support of the insane.

House File No. 84, a bill for an act to legalize the official acts of George Bishop, a Notary Public in and for Black Hawk county.

House File No. 559, a bill for an act to amend chapter 137 of the acts of the Sixteenth General Assembly, relating to support of convicts in the Additional Penitentiary.

House File No. 560, a bill for an act to amend section 4785 of the Code, in relation to the support of convicts.

Substitute for House Files Nos. 268, 14, 245, 247, and 354, a bill for an act to repeal chapter 68, acts of the Fifteenth General Assembly, and to provide for the establishment of a Board of Railroad Commissioners and defining their duties and term of office.

House File No. 300, a bill for an act making an appropriation for the Iowa Hospital for the Insane at Independence.

House File No. 415, a bill for an act to grant relief to the tax-payers of the former sub-district No. 2, of the district township of Honey Creek, in Delaware county, Iowa, remitting school house taxes levied

but uncollected, and not needed for the purpose for which they were voted.

Substitute for Senate File No. 142 and House File No. 378, a bill for an act making appropriations to the Iowa Agricultural College.

House File No. 363, a bill for an act to legalize the official acts of George A. Jackson, a Notary Public in and for Boone county.

Substitute for House File No. 25, a bill for an act to repeal section No. 166 of the Code, in relation to special terms of court, and enact a substitute therefor.

Also, have presented the following bills to the Governor for his approval :

Senate File No. 299, an act making it unlawful for officers of State institutions to contract indebtedness in excess of the appropriations, or divert funds from purposes for which the same were appropriated, and providing a punishment therefor.

Senate File No. 284, an act to fix the salaries of the Register of the State Land Office and his deputy.

Senate No. 273, an act to amend sections 1672 and 1676 of the Code, relating to the support of the blind.

House File No. 150, a bill for an act to authorize counties, cities and towns to refund outstanding bonded debt at a lower rate of interest, and to provide for the payment of the same.

House File No. 500, a bill for an act to legalize the incorporation and ordinances of the town of Solon, Johnson county, Iowa.

ELWOOD MACY, *Chairman*.

Mr. Stone moved the previous question, which was seconded

Mr. Carson moved a call of the House, which was ordered.

Mr. Carson moved further proceedings under the call be dispensed with.

The motion prevailed.

Mr. Peake moved the time of adjournment be extended ten minutes.

The motion prevailed.

The question, shall the main question be now put? was decided in the affirmative.

The bill was ordered engrossed for a third reading.

Mr. Bliedung moved to adjourn.

The motion did not prevail.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

On this the ayes and nays were demanded.

The yeas were:

Messrs. Alford, Ashby, Barrett, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gay, Gordon, Hamilton, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Lessenger, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Stephenson, Stone, Taylor, Terry, Tremain, Waterman, Wilson of Kossuth, Wood, Yoran, Young, and Mr. Speaker—57.

The nays were:

Messrs. Bliedung, Bradley, Crooks, Deweese, Duncan, Gardner, Glea-

son, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hotchkiss, Kauffman, Knoll, Kopp, Lyon, Manning of Winneshiek, Maynard, Miles, Ratcliff, Russell, Seymour, Sherrard, Tiffin, Tyson, Updegraff, Ure, Whaley, Williams, Wilson of Polk, Wright of Warren, and Wright of Wayne—34.

Absent or not voting:

Messrs. Allen, Baker, King, Mallory, Parker, Rickel, Walker, Warnock, and Wells—9.

So the motion to suspend the rule did not prevail.

On motion of Mr. Bliedung, the House adjourned until 2 o'clock, this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

Substitute for Senate File No. 206, a bill for an act authorizing boards of supervisors to change the boundary lines of civil townships was taken up, read first and second time, and referred to Committee on County and Township Organization.

Substitute for Senate File No. 137, a bill for an act to amend section 1802 of the Code, was taken up, read first and second time, and referred to the Committee on Schools.

Substitute for Senate File No. 165, a bill for an act for the protection of cemeteries, &c., was taken up, read first and second time, and referred to the Judiciary Committee.

Senate File No. 302, a bill for an act in relation to vacancies in offices whose incumbents are chosen by the General Assembly, was taken up.

Read first and second time.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Donnell, Parker, Parkinson, Perrin, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, Young, and Mr. Speaker—75.

The nays were—None.

Absent or not voting :

Messrs. Allen, Bloom, Bowdish, Carson, Hamilton, Hoag, Israel, Kauffman, King, Lessenger, Lyon, Mallory, Miles, Mueller, O'Brien, Paul, Peake, Ratcliff, Russell, Seaman, Stone, Tyson, Warnock, Wells, and Wright of Warren—25.

So the bill passed and the title was agreed to.

Substitute for Senate File No. 186, a bill for an act for the construction of fishways, was taken up.

Read first and second time.

Mr. Rickel moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bolton, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gleason, Gordon, Hadley, Hoag, Johnson, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Morse, Mueller, O'Donnell, Parker, Ratcliff, Rhode, Rickel, Seaman, Seeley, Sherrard, Stone, Walker, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, and Young—45.

The nays were:

Messrs. Baker, Bliedung, Bradley, Crooks, Duncan, Gardner, Gay, Gray, Hallock, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, Kopp, Lessenger, Manning of Winneshiek, Maynard, Miles, Nichol, O'Brien, Parkinson, Perrin, Scott, Seymour, Stephenson Taylor, Terry, Tremain, Tyson, Updegraff, Whaley, Williams, Wright of Wayne, Yoran, and Mr. Speaker—38.

Absent or not voting:

Messrs. Allen, Bowdish, Bloom, Curtiss, Hamilton, Heron, Israel, King, Mallory, Manning of Carroll, Paul, Peake, Russell, Ure, Warnock, Wells, and Wright of Warren—17.

So the bill passed and the title was agreed to.

Senate File No. 306, a bill for an act to legalize the acts of the board of directors of the independent district of Ft. Dodge, was taken up.

Mr. Tyson moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bolton, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, Young, and Mr. Speaker—84.

The nays were:

Mr. Macy—1.

Absent or not voting:

Messrs. Allen, Baker, Bloom, Bowdish, Bradley, Carson, King, McCartney, Mallory, Mueller, Peake, Rickel, Warnock, Wells, and Wright of Warren—15.

So the bill passed and the title was agreed to.

Mr. Russell submitted the following report:

MR. SPEAKER—Your Committee on Engrossed Bills ask leave to report that they have examined the following bill, and find the same correctly engrossed:

House File No. 471, a bill for an act to create a board of control for certain State institutions, and to define the duties of the same.

W. S. RUSSELL, *Chairman*.

Senate File No. 309, a bill for an act to amend section 914, and to repeal section 915, chapter 2, title 6, of the Code, &c., was taken up.

Mr. Jaqua filed a motion to reconsider the vote by which Senate File No. 186 was passed.

Mr. Morse moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Young, and Mr. Speaker—75.

The nays were:

Messrs. Chapman, Flick, and Manning of Winneshiek—3.

Absent or not voting:

Messrs. Allen, Baker, Bloom, Carson, Hoag, Israel, Kauffman, King, Lessenger, Mallory, Mueller, Peake, Russell, Stone, Updegraff, Ure, Warnock, Wells, Whaley, Williams, Wright of Warren, and Yoran—22.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 320, a bill for an act to repeal chapter 35, of the private, local, and temporary acts of the Fifteenth General Assembly, and

chapter 97, of the acts of the Sixteenth General Assembly, and to provide for the leasing of the convict labor of the State.

A. T. McCARGAR, *First Assistant Secretary*.

Senate File No. 136, a bill for an act to make appropriations for the Insane Asylum at Mt. Pleasant, was taken up and read first and second time.

Mr. Russell moved to refer the bill to the Committee on Ways and Means.

The motion prevailed.

Senate File No. 253, a bill for an act in relation to Revenue, was taken up, read first and second time, and referred to the Committee on Ways and Means, with instructions to report the same back to-morrow, by 2 o'clock, P. M.

Senate File No. 311, a bill for an act to prevent the use of the funds of the State University, etc., was taken up:

Read first and second time.

Mr. Paul moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bolton, Bowdish, Bradley, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Holbrook, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were:

Messrs. Brown, Flick, and Hiatt—5.

Absent or not voting:

Messrs. Allen, Baker, Bloom, Carson, Gammons, Gardner, Hoag, Hotchkiss, Israel, King, Mallory, Miles, Peake, Warnock, Waterman, Wells, and Williams—17.

So the bill passed and the title was agreed to.

House File No. 320, a bill for an act to repeal chapter 35 of the private, local, etc., acts of the Fifteenth General Assembly, and chapter 97, acts of the Sixteenth General Assembly, was taken up.

Read first and second time.

Mr. Hamilton moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese,

Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—81.

The nays were:

Messrs. Bolton, Flick, and Manning of Winneshiek—3.

Absent or not voting:

Messrs. Allen, Bloom, Bradley, Israel, King, Lessenger, Mallory, Manning of Carroll, Mueller, Paul, Peake, Tyson, Warnock, Waterman, Wells, and Yoran—16.

So the bill passed and the title was agreed to.

Senate File No. 315, a bill for an act to amend chapter 132, laws of the Sixteenth General Assembly, was taken up.

Read first and second time.

Mr. Hotchkiss moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bolton, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—79.

The nays were:

Messrs. Bliedung, Bowdish, Fast, Hallock, and Knoll—5.

Absent or not voting:

Messrs. Allen, Bloom, Bradley, Carson, Hamilton, Heron, Israel, King, Lessenger, Mallory, Manning of Carroll, Peake, Warnock, Waterman, Wells, and Yoran—16.

So the bill passed and the title was agreed to.

Senate File No. 80, a bill for an act to legalize the acts of Mason Fish, a justice of the peace in Shelby county, was taken up.

Read first and second time.

Mr. Hallock, moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bolton, Brown, Calvin, Carson, Chapman, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast,

Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—81.

The nays were:

Messrs. Bliedung, Bowdish, Clayton, Gray, and Lessenger—5.

Absent or not voting:

Messrs. Allen, Bloom, Bradley, Coomes, Hoag, King, Mallory, Mueller, Ratcliff, Updegraff, Ure, Warnock, Waterman, and Wells—14.

So the bill passed and the title was agreed to.

On motion of Mr. Perrin, Senate File No. 137, a bill for an act to amend section 1802 of the Code, was recalled from the committee on Schools, and was taken up.

Mr. Perrin moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Ashby, Barrett, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Nichol, O'Donnell, Parker, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Young, and Mr. Speaker—70.

The nays were:

Messrs. Alford, Baker, Bliedung, Bolton, Duncan, Knoll, Manning of Carroll, Manning of Winneshiek, Morse, O'Brien, Parkinson, Paul, Seeley, and Wright of Wayne—14.

Absent or not voting:

Messrs. Allen, Bloom, Bowdish, Bradley, Coomes, Hotchkiss, Israel, Kauffman, King, Mallory, Mueller, Ratcliff, Warnock, Waterman, Wells, and Yoran—16.

So the bill passed and the title was agreed to.

On motion of Mr. O'Donnell, Substitute for Senate File No. 195, a bill for an act for the protection of cemeteries in the State of Iowa, was recalled from the Committee on Judiciary and was taken up.

Mr. O'Donnell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish,

Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hamilton, Hiatt, Higgins, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—87.

The nays were:

Mr. Hallock—1.

Absent or not voting:

Messrs. Allen, Bloom, Coomes, Heron, Hoag, King, Mallory, Mueller, Warnock, Waterman, Wells, and Wilson of Kossuth—12.

So the bill passed and the title was agreed to.

On motion of Mr. Bliedung, Senate File No. 136, a bill for an act making appropriations for the Insane Asylum at Mt. Pleasant, was taken up.

Mr. Stone moved to strike out all after the enacting clause and substitute in lieu thereof House File No. 356.

Mr. Macy moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—85.

The nays were—None.

Absent or not voting:

Messrs. Allen, Bloom, Bolton, Bowdish, Coomes, Israel, King, Mallory, Manning of Carroll, Manning of Winneshiek, Updegraff, Ure, Warnock, Waterman, and Wells—15.

So the bill passed and the title was agreed to.

Senate File No. 318, a bill for an act to tax sleeping and dining cars, was taken up.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Barrett, Bliedung, Brown, Calvin, Carson,

Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyon, McAllister, McCartney, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tremain, Tyson, Updegraff, Walker, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—78.

The nays were:

Messrs. Baker, Bolton, Bradley, Deweese, Hadley, Lyman, Macy, Manning of Carroll, Manning of Winneshiek, Stephenson, Tiffin, and Waterman—12.

Absent or not voting:

Messrs. Allen, Bloom, Bowdish, Hallock, King, Mallory, Rickel, Ure, Warnock, and Wells—10.

So the bill passed and the title was agreed to.

Senate File No. 250, a bill for an act to repeal section 5, chapter 137, laws of the Sixteenth General Assembly, and sections 4785 and 4787 of the Code, was taken up.

Read first and second time.

Mr. Yoran moved to amend by striking out \$6.50 and inserting \$7.00 in the 5th line; also, strike out \$7.50 and insert \$8.00 in the 6th line.

The amendment was adopted.

Mr. Wright, of Warren, moved to lay the bill on the table.

The motion prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill:

House File No. 571, a bill for an act to promote fish culture in the State of Iowa, and to consolidate the enactments heretofore passed for that purpose, with the following amendment: Strike out of the 4th line of section 6 the words, "or by both such fine and imprisonment," in which the concurrence of the House is asked.

ED. E. MERRITT, *Second Assistant Secretary.*

Senate File No. 256, a bill for an act to provide for opening drains, etc., was taken up.

Read first and second time.

Mr. Hotchkiss moved that the rule be suspended and the bill be considered engrossed and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bradley, Brown, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotch-

kiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—89.

The nays were :

Messrs. Bolton and Gleason—2.

Absent or not voting:

Messrs. Bloom, Bowdish, Chapman, Clayton, King, Mallory, Manning of Winneshiek, Warnock, and Wells—9.

So the bill passed and the title was agreed to.

Senate File No. 269, a bill for an act to amend chapter 101, laws of the Sixteenth General Assembly, was taken up.

Read first and second time.

Mr. Parker moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Stone, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—81.

The nays were:

Messrs. Chapman, Hadley, Hallock, Holbrook, Israel, Knoll, Morse, Russell, Sherrard, Stephenson, Taylor, Williams, and Yoran—13.

Absent or not voting:

Messrs. Bloom, King, Mallory, Paul, Warnock, and Wells—6.

So the bill passed, and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Wood, from the Committee on County and Township Organization, submitted the following report :

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred——File No.——a bill for an act to apply the provisions of House File No. 150, to independent school districts, and district townships, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred——File No.——a bill for an act to repeal sections 798 and 799, of the Code, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 124, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 536, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred Senate File No. 111, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file

Also the following :

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred Senate File No. 280, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following :

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 398, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

A. J. WOOD, *Chairman.*

Ordered passed on file.

Senate File No. 267, a bill for an act to repeal section 625 of the Code, was taken up.

Read first and second time.

Mr. Hiatt moved to reconsider the vote by which Senate File No. 269 passed, and moved to lay the motion on the table.

The motion prevailed.

Mr. Alford offered a resolution in reference to reading bills on second reading, which was laid over until to-morrow, under the rules.

Senate File No. 267, a bill for an act to repeal section 625 of the Code, was taken up.

Read first and second time.

Mr. Macy moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

The House refused to suspend the rules.

The House refused to order the bill engrossed, and the bill was lost.

House File No. 493, with Senate amendments, a bill for an act legalizing the acts of the city recorders of Lee county, &c., was taken up.

On the question, shall the House concur in the Senate amendments? the yeas and nays were as follows:

The yeas were:

Messrs. Alford, Aller, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Heron, Jaqua, King, Mallory, O'Donnell, Updegraff, Warnock, Waterman, and Wells—10.

So the Senate amendments were concurred in.

House File No. 571, with Senate amendments, a bill for an act to promote fish culture, was taken up.

The question being, shall the House concur in the Senate amendments? the yeas and nays were as follows:

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—89.

The nays were:

Mr. Hiatt—1.

Absent or not voting:

Messrs. Bloom, King, Mallory, Manning of Winneshiek, Mueller, Ratcliff, Updegraff, Warnock, Waterman and Wells—10.

So the Senate amendments were concurred in.

Joint Resolution from the Senate in reference to a mail route from Sheldon to Spencer, was taken up.

Mr. McAllister moved to amend by inserting "Primghar."

The amendment was adopted.

The resolution was adopted.

BILLS ON SECOND READING.

House File No. 171, a bill for an act to require school boards, to adopt text books, &c., with report of committee recommending that it do pass as amended, was taken up.

Mr. Taylor moved to lay the bill on the table.

The motion prevailed.

House File No. 336, a bill for an act to establish the salary of district attorneys, etc., with report of committee recommending that it do pass was taken up.

Mr. Kauffman moved to lay the bill on the table.

The motion did not prevail.

Mr. Macy moved to amend section 1, line 3, as follows: "The salary of each district attorney shall be \$600 per annum, and they shall receive in addition, the following fees until the entire sum shall amount to \$3,000, to be audited and paid like."

Mr. Alford moved to refer the bill to the Committee on Compensation of Public Officers, they to report back by to-morrow, at 2 o'clock.

The motion did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the House amendments to the following bills:

Senate File No. 259, a bill for an act to prohibit, regulate, and punish the sale of malt or vinous liquors within two miles of the corporate limits of any municipality, and within two miles of where an election is held, and to extend the powers and jurisdiction of said municipality and its officers.

Senate File No. 268, a bill for an act to repeal chapter 123, acts of the Eleventh General Assembly, and chapter 8 and chapter 120 of the acts of Twelfth General Assembly, and chapter 93, acts of the Thirteenth General Assembly.

Substitute for Senate File No. 54, a bill for an act to provide for the organization of the State militia, and entitled the Military Code of Iowa, and fixing the salaries of certain officers.

ED. E. MERRITT, *Second Asst. Secretary.*

Mr. Macy had leave to withdraw his substitute.

Mr. Bolton moved that the rule be suspended and the bill be consid-

ered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs Ashby, Barrett, Bliedung, Bolton, Bowdish, Brown, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Peake, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Waterman, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—71.

The nays were:

Messrs. Alford, Allen, Calvin, Coomes, Gleason, Gray, Kauffman, Knoll, Lessenger, Maynard, Miles, Paul, Perrin, Seeley, Waterman, and Wilson of Kossuth—16.

Absent or not voting:

Messrs. Baker, Bloom, Bradley, Hamilton, King, Mallory, O'Donnell, Stephenson, Ure, Walker, Warnock, Wells, and Mr. Speaker—13.

So the bill passed and the title was agreed to.

Mr. Bolton moved to reconsider the vote by which House File No. 336 was passed, and moved to lay the motion on the table.

The motion prevailed.

ENROLLED BILLS.

Mr. Macy, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Substitute for House File No. 304, a bill for an act for the endowment and support of the State University.

House File No. 389, a bill for an act confirming the diplomas of the Medical College at the city of Keokuk, Iowa.

ELWOOD MACY, *Chairman*.

House File No. 292, a bill for an act to limit attorneys' fees in certain cases, with report of committee recommending it do pass, was taken up.

Mr. Rickel moved to amend by offering a substitute.

Mr. Perrin moved to amend the eighth and twelfth lines: Strike out "mortgages," and insert "evidence of indebtedness."

The amendment was adopted.

The substitute was adopted.

Mr. Tremain moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bradley, Brown,

Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lessenger, Lyman, McAllister, McCartney, Manning of Carroll, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, and Young—69.

The nays were :

Messrs. Baker, Bolton, Bowdish, Curtiss, Deweese, Elliott, Fast, Hamilton, Knoll, Lyon, Macy, O'Donnell, Seymour, and Waterman—14.

Absent or not voting :

Messrs. Bloom, Duncan, Flick, Gay, Holbrook, King, Mallory, Manning of Winneshiek, Parker, Paul, Stone, Warnock, Wells, Whaley, Williams, Yoran, and Mr. Speaker—17.

So the bill passed and the title was agreed to.

Mr. Hotchkiss moved that when the House adjourn, it be until 7:30 o'clock this P. M.

The motion did not prevail.

Mr. Bradley moved the House continue in session until 6 o'clock this evening, and when they adjourn, it be until 9 o'clock to-morrow morning.

House File No. 330, a bill for an act to section 12, chapter 2, title 1, of the Code, with report of committee recommending it do pass, was taken up.

On motion of Mr. O'Donnell the bill was indefinitely postponed.

Mr. Morse filed a motion to reconsider Senate File No. 49.

House File No. 121, a bill for an act to authorize boards of supervisors to sell swamp lands, was taken up.

On motion of Mr. Morse the bill was laid on the table.

Substitute for Senate File No 140, a bill for an act making an appropriation for the maintenance of the Normal School at Cedar Falls, and amending chapter 129 of the acts of the Sixteenth General Assembly.

A. T. McCARGAR, *First Assistant Secretary*.

ENROLLED BILLS.

MR. SPEAKER—Your Committee on Enrolled bills respectfully report that they have this day presented to the Governor for his approval the following bills, to-wit:

Substitute for House File No. 304, a bill for an act for the endowment and support of the State University.

House File No. 389, a bill for an act confirming the diplomas of the Medical College at the city of Keokuk, Iowa.

Senate File No. 252, an act to amend sections 1692 and 1693 of the Code in relation to the support of the Deaf and Dumb Institution.

Senate File No. 275, an act to amend chapter 21, laws of the Fifteenth General Assembly, relative to the support of Reform Schools.

Senate File No. 238, an act requiring the Board of Supervisors to

cancel the unpaid taxes voted in aid of railroads between the first day of January, 1868, and the first day of January, 1875.

Senate File No. 305, an act to legalize the incorporation of the town of Cherokee, in Cherokee county, Iowa.

Substitute for House Files Nos. 268, 14, 245, 247, and 354, a bill for an act to repeal chapter 68, acts of the Fifteenth General Assembly, and to provide for the establishment of a Board of Railroad Commissioners, and defining their duties and terms of office.

House File No. 300, a bill for an act making an appropriation for the Iowa Hospital for the Insane, at Independence.

House File No. 415, a bill for an act to grant relief to the tax-payers of the former sub-district No. 2, of the district township of Honey Creek, in Delaware county, Iowa, remitting school house taxes levied but uncollected, and not needed for the purpose for which they were voted.

Substitute for Senate File No. 142, and House File No. 378, a bill for an act making appropriations to the Iowa Agricultural College.

House File No. 363, a bill for an act to legalize the official acts of George A. Jackson, a Notary Public in and for Boone county.

Substitute for House File No. 25, a bill for an act to repeal section number 166, of the Code, in relation to special terms of court, and enact a substitute therefor.

House File No. 533, a bill for an act to amend chapter 2, title 11, section 1427, of the Code, relating to the support required by counties for the support of the insane.

House File No. 84, a bill for an act to legalize the official acts of George Bishop, a Notary Public in and for Black Hawk county.

House File No. 559, a bill for an act to amend chapter 137, acts of the Sixteenth General Assembly, relating to the support of convicts in the Additional Penitentiary.

House File No. 560, a bill for an act to amend section 4785 of the Code, in relation to the support of convicts.

Senate File No. —, an act to repeal section 1580 of the Code, relating to the fees of Superintendent of Public Instruction.

Senate File No. 49, an act to amend chapter 145 of the acts of the Sixteenth General Assembly, in relation to taxing and the sale of public land for taxes.

Senate File No. 247, an act to amend sections 1384 and 1390 of the Code, in relation to the care of the insane.

Senate File No. 185, an act to promote the collection of revenue in incorporated cities acting under special charters, and to legalize the taxes heretofore levied therein and sales made thereunder.

Senate File No. 223, an act to legalize the organization and acts of the Central Block Association of Webster City, Iowa.

Senate File No. 234, an act appropriating money to defray the expenses incurred by reason of threatened riots during the summer of 1877.

Senate File No. 262, an act to regulate the per diem and mileage of trustees of State institutions, members of visiting committees to Hospitals for the Insane, and Regents of the State University.

Senate File No. 30, an act to prohibit defendants convicted of murder being admitted to bail.

Substitute for Senate File No. 104, an act to amend section 3829, title 23, of the Code, in relation to attorneys' fees for defending persons charged with crime.

ELWOOD MACY, *Chairman*.

House File No. 253, a bill for an act to promote fish culture in Iowa, with report of committee recommending that it do pass, was taken up.

Mr. Russell moved to lay the bill on the table.

The motion did not prevail.

Mr. Fast moved to strike out the words "trout lines" wherever they occur in the bill.

The motion did not prevail.

Mr. Nichol moved to amend by inserting in the 8th line, section 1, the word "pin-hook."

Mr. Rhode moved to amend by striking out "spear" wherever it occurs in the bill.

The motion did not prevail.

Mr. Hotchkiss moved to amend by striking out line 1 of section 2.

The amendment did not prevail.

Mr. McAllister moved to amend after "minnows," line 4, section 1, and insert "for bait."

The amendment was adopted.

Mr. Kauffman moved to amend by striking out "Missouri and Mississippi rivers."

The amendment was not adopted.

The report of the committee was adopted.

Mr. Alford moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Doty, Elliott, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Johnson, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Morse, Mueller, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Rickle, Seaman, Seeley, Sherrard, Stone, Taylor, Tremain, Ure, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, and Young—62.

The nays were:

Messrs. Baker, Barrett, Crooks, Duncan, Fast, Gray, Heron, Jamison, Kauffman, Kopp, Manning of Carroll, Manning of Winneshiek, O'Brien, O'Donnell, Rhode, Russell, Scott, Seymour, Stephenson, Tiffin, Tyson, Updegraff, Williams, and Wright of Wayne—24.

Absent or not voting:

Messrs. Bloom, Israel, Jaqua, King, Lessenger, Mallory, Miles, Paul, Terry, Walker, Warnock, Wells, Wright of Warren, and Mr. Speaker—14.

So the bill passed and the title was agreed to.

Mr. Bolton moved that the vote by which the bill passed be reconsidered, and moved that the motion be laid on the table.

The motion prevailed.

Mr. Barrett moved to take up House File No. 578.

The motion did not prevail.

On motion of Mr. Updegraff, House File No. 121, a bill for an act to authorize county supervisors to sell swamp lands, with report of committee recommending it do pass, was taken up and considered.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Young—79.

The nays were—None.

Absent or not voting:

Messrs. Baker, Bloom, Crooks, Elliott, Gardner, Hiatt, Israel, Kauffman, King, Mallory, Miles, Mueller, Paul, Peake, Perrin, Ratcliff, Rhode, Warnock, Wells, Wright of Wayne, and Mr. Speaker—21.

So the bill passed and the title was agreed to.

House File No. 98, a bill for an act to repeal section 1001, chapter 3, title 7, of the Code, with report of committee recommending it do pass, was taken up.

Mr. Hiatt moved to amend line one, by inserting "over forty feet long."

The motion did not prevail.

The bill was ordered engrossed for a third reading.

Mr. Morse moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Bliedung, Bradley, Brown, Chapman, Crooks, Deweese, Doty, Elliott, Gammons, Gardner, Gordon, Gray, Hadley, Heron, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Walker, Waterman, Whaley, Wilson of Polk, Wood, Wright of Warren, Yoran, and Young—60.

The nays were:

Messrs. Baker, Bolton, Bowdish, Calvin, Carson, Duncan, Fast, Flick, Gleason, Hallock, Hiatt, Higgins, Manning of Carroll, Ure, Williams, and Wilson of Kossuth—16.

Absent or not voting:

Messrs. Allen, Barrett, Bloom, Clayton, Coomes, Curtiss, Gay, Hamilton, Israel, Kauffman, King, Lessenger, Mallory, Miles, Mueller, Paul, Rhode, Rickel, Tyson, Updegraff, Warnock, Wells, Wright of Wayne, and Mr. Speaker—24.

So the bill passed and the title was agreed to.

On motion of Mr. O'Donnell, House File No. 578, a bill for an act to apply the provisions of House Bill No. 150, to independent school districts, &c., with report of committee recommending that it do pass was taken up and considered.

Mr. Bolton moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, O'Brien, O'Donnell, Parkinson, Peake, Perrin, Ratcliff, Russell, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Taylor, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—79.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Hamilton, Heron, Hiatt, Israel, Jaqua, King, Mallory, Miles, Nichol, Parker, Paul, Rhode, Rickel, Seeley, Terry, Tiffin, Tyson, Warnock, Wells, and Mr. Speaker—21.

So the bill passed and the title was agreed to.

On motion of Mr. McCartney, the House adjourned until 9 o'clock, to-morrow, A. M.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 23, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Telleen.

Pending the reading of the journal of yesterday, on motion of Mr. Hoag, the further reading was dispensed with.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 281, a bill for an act making further appropriations for the College for the Blind.

Senate File No. 282, a bill for an act making appropriations for the Boys' Reform School at Eldora.

Senate File No. 293, a bill for an act making appropriations for the Additional Penitentiary of the State.

Also, that the Senate has passed the following bill:

Substitute for House File No. 296, a bill for an act making appropriations for the Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa, with the following amendments: Strike out all after the enacting clause, and insert the amendment herewith submitted with the bill, amend the title by adding the words, "and to repeal sections 1, 2 and 3, of chapter 94, acts of the Sixteenth General Assembly, and provide a substitute therefor," in which amendments the concurrence of the House is respectfully asked.

J. A. T. HULL, *Secretary*.

Mr. Hoag had leave to introduce House File No. 580, a bill for an act for the support of the Iowa State Agricultural Society.

Read first and second time.

Mr. Hoag moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Barrett, Bloom, Bolton, Bradley, Brown, Carson, Coomes, Flick, Gammons, Gardner, Gay, Hadley, Hiatt, Hoag, Jamison, Jaqua, King, Knoll, Lyon, Macy, Manning of Winneshiek, Morse, Mueller, O'Brien, O'Donnell, Parker, Peake, Ratcliff, Rhode, Scott, Seaman, Seeley, Sherrard, Terry, Tiffin, Tremain, Ure, Waterman, Whaley, Wright of Warren, and Mr. Speaker--42.

The nays were:

Messrs. Allen, Bliedung, Calvin, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gleason, Gordon, Hallock, Heron, Higgins, Hotchkiss, Johnson, Kauffman, Kopp, Lessenger, Lyman, Mo-

Cartney, Maynard, Nichol, Parkinson, Perrin, Russell, Seymour, Stephenson, Stone, Taylor, Tyson, Williams, Wilson of Kossuth, Wood, Wright of Wayne, and Young—39.

Absent or not voting:

Messrs. Ashby, Baker, Bowdish, Gray, Hamilton, Holbrook, Israel, McAllister, Mallory, Manning of Carroll, Miles, Paul, Rickel, Updegraff, Walker, Warnock, Wells, Wilson of Polk, and Yoran—19.

So the bill not receiving a constitutional majority was lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Joint Resolution authorizing the governor to accept and receive grants or appropriations from the United States for the purpose of indemnifying settlers on lands in Iowa.

A. T. McCARGAR, *First Assistant Secretary.*

On motion of Mr. Scott, House File No. 568, a bill for an act to repeal section 7, chapter 118, laws of the Sixteenth General Assembly, with report of committee recommending that it do pass, was taken up.

The bill was ordered engrossed for a third reading.

Mr. Hotchkiss moved that the rule be suspended and the bill be considered engrossed, and read a third time now.

The motion did not prevail.

The House refused to take up House File No. 492.

Mr. Stone moved a call of the House, which was not seconded.

REPORT OF COMMITTEE.

Leave was granted Mr. Updegraff to submit reports from the Judiciary Committee, with accompanying bill, House File No. 581, a bill for an act to amend section 4374 of the Code of 1873.

Read first and second time.

MR. SPEAKER—Your Committee on Judiciary having had under consideration the subject of changes of venue in criminal cases, have adopted a bill on that subject, and have instructed me to report the same to the House with the recommendation that it do pass.

UPDEGRAFF, *Chairman.*

On motion of Mr. Updegraff, House File No. 581, a bill for an act to amend section 4374 of the Code of 1873, with report of committee recommending it do pass, was taken up and considered.

Mr. Updegraff moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Coomes, Crooks, Deweese,

Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gray, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parkinson, Peake, Perrin, Rhode, Russell, Seeley, Seymour, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Young—74.

The nays were:

Messrs. Curtiss, Hadley, Israel, Kopp, Walker, and Williams—6.

Absent or not voting:

Messrs. Bloom, Brown, Chapman, Gordon, Mallory, Mueller, Parker, Paul, Ratcliff, Rickel, Scott, Seaman, Sherrard, Stone, Warnock, Waterman, Wells, Whaley, Wright of Wayne, and Mr. Speaker—20.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 567, a bill for an act in relation to the salaries of judges, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House Files Nos. 3, 22, 41, 234 and 214, bills for an act to punish fraudulent banking, have adopted House File No. 214 as a substitute, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "bank" wherever it occurs in the second line of section 1 the words "or bankers," and that the word "owner" be inserted after the word "the" in the 1st line of section 2, and that the words "or bankers" be inserted after the word "bank" in the 3d line of section 2, and that the words "or his" be inserted after the word "its" in the 4th line of section 2; and that the following words be added to the end of section 4: "Provided that such deposit be repaid or restored to the depositors before an indictment is found, it shall be a complete defense to any prosecution under this act," and when so amended that it do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

On motion of Mr. Stone, House File No. 214, a bill for an act to punish fraudulent banking, with report of committee recommending that it do pass as amended, was taken up and considered.

Mr. Bowdish moved that House File No. 41 be substituted in lieu thereof.

Mr. Stone had the unanimous consent of the House to amend by adding to section 2, "nor more than ten years."

The question, on the substitute offered by Mr. Bowdish, resulted as follows:

The yeas were:

Messrs. Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Curtiss, Doty, Duncan, Fast, Gray, Hadley, Heron, Higgins, Holbrook, Knoll, Kopp, Lyon, McAllister, Macy, Manning of Carroll, Maynard, Miles, Morse, Mueller, O'Donnell, Parker, Peake, Russell, Seaman, Seymour, Ure, Walker, Waterman, Whaley, Wilson of Kossuth, and Young—40.

The nays were:

Messrs. Ashby, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Deweese, Elliott, Flick, Gammons, Gardner, Gay, Gleason, Hallock, Hamilton, Hiatt, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Lessenger, Lyman, McCartney, Manning of Winneshiek, Nichol, O'Brien, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—53.

Absent or not voting:

Messrs. Alford, Gordon, Mallory, Paul, Scott, Warnock, and Wells—7.

So the substitute was not adopted.

Mr. McCartney moved to reconsider the vote by which his amendment was lost.

The motion prevailed.

The amendment was adopted.

Mr. Tyson moved to amend by striking out "two," and insert "five."

The amendment did not prevail.

• The bill was ordered engrossed for a third reading.

Mr. McCartney moved to amend by way of a rider, as follows: That the provisions of part five, of section 1059, shall not apply to corporations engaged in banking, or exchange brokerage, or receiving money on deposit.

The amendment was not adopted.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bloom, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Williams, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—78.

The nays were:

Messrs. Bliedung, Bolton, Bradley, Gray, Lyon, Macy, Manning of

Carroll, Miles, Mueller, Seymour, Waterman, Whaley, and Wilson of Kossuth—13.

Absent or not voting:

Messrs. Bowdish, Gordon, Hadley, Mallory, Paul, Walker, Warnock, Wells, and Wilson of Polk—9.

So the bill passed and the title was agreed to.

RESOLUTIONS.

Leave was granted Mr. Chapman to offer a resolution relative to limiting speeches to five minutes, which was laid over under the rules.

Leave was granted Mr. Miles to offer the following concurrent resolution, which was adopted:

Be it resolved by the House of Representatives, the Senate concurring, That the Capitol Commissioners are hereby authorized to turn over to the Warden of the Additional Penitentiary, or the Superintendent of the buildings of the Additional Penitentiary, such derricks and tools as can be spared without inconvenience in the construction of the New Capitol, to be used in the construction of the buildings and walls of the Additional Penitentiary.

Mr. O'Donnell moved to reconsider the vote by which House File No. 568 was ordered engrossed.

The motion prevailed.

Mr. O'Donnell offered a substitute for House File No. 568, a bill for an act to exempt certain railroads from the operation of section 7, chapter 118, of the laws of the Sixteenth General Assembly, which was adopted.

The bill was ordered engrossed for a third reading.

Mr. O'Donnell moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Gammons, Gardner, Gay, Gleason, Gray, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Ratcliff, Russell, Scott, Seaman, Seeley, Sherrard, Seymour, Stephenson, Taylor, Terry, Tiffin, Tyson, Updegraff, Ure, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—73.

The nays were:

Messrs. Flick, Hadley, Manning of Winneshiek, and Tremain—4.

Absent or not voting:

Messrs. Bowdish, Carson, Coomes, Elliott, Gordon, Hallock, Heron, Hotchkiss, Kauffman, Lyon, Mallory, Mueller, Peake, Perrin, Rhode, Rickel, Stone, Walker, Warnock, Waterman, Wells, Whaley, and Wilson of Kossuth—23.

So the bill passed and the title was agreed to.

REPORTS OF COMMITTEES.

Mr. Morse, from the Committee on Public Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Buildings, to whom was referred a resolution in relation to the Deaf and Dumb and Blind institutions, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it is not deemed expedient by the committee to remove the inmates of the Blind Asylum to Council Bluffs, nor the deaf and dumb to Vinton. The committee do not recommend renting or purchasing property in Polk county for the deaf and dumb.

MORSE, *Chairman.*

Ordered passed on file.

Mr. Parker, from the Committee on Cities and Towns, submitted the following report:

MR. SPEAKER—Your Committee on Cities and Towns, to whom was referred Senate File No. 215, a bill for an act to reduce the limits of certain cities incorporated under special charters, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

J. M. PARKER, *Chairman.*

Ordered passed on file.

On motion of Mr. Lessenger the rules were suspended, and Senate File No. 215, a bill for an act to reduce the limits of certain cities, etc, with report of committee recommending it do pass, was taken up.

Mr. Lessenger moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Doty, Duncan, Fast, Gammons, Gardner, Gay, Gleason, Hamilton, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, O'Brien, O'Donnell, Parker, Peake, Perrin, Ratcliff, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Williame, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—71.

The nays were:

Messrs. Hadley, and Nichol—2.

Absent or not voting:

Messrs. Allen, Ashby, Coomes, Deweese, Elliott, Flick, Gordon, Gray, Hallock, Heron, Hiatt, Jamison, Lyon, Mallory, Maynard, Miles, Parkinson, Paul, Rhode, Rickel, Stone, Walker, Warnock, Waterman, Wells, Whaley, and Wilson of Kossuth—27.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE.

Mr. Calvin, from the Committee on Schools, submitted the following report:

MR. SPEAKER—Your Committee on Schools, to whom was referred House File No. 579, a bill for an act to legalize the independent school district of Plainfield, Bremer county, Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

JOHN CALVIN, *Chairman*.

Ordered passed on file.

On motion of Mr. Calvin, House File No. 579, a bill for an act to legalize the independent school district of Plainfield, Iowa, with report of committee recommending that it do pass, was taken up.

Mr. Wood moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bloom, Bolton, Brown, Calvin, Chapman, Crooks, Curtiss, Deweese, Doty, Fast, Gammons, Gardner, Gay, Gleason, Gray, Hadley, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, O'Donnell, Parker, Parkinson, Peake, Perrin, Rickel, Russell, Scott, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Whaley, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—63.

The nays were—None.

Absent or not voting:

Messrs. Allen, Baker, Bowdish, Bradley, Carson, Clayton, Coomes, Duncan, Elliott, Flick, Gordon, Hallock, Heron, Jamison, Jaqua, Lessenger, Mallory, Manning of Carroll, Miles, Nichol, O'Brien, Paul, Ratcliff, Rhode, Seaman, Seeley, Terry, Tyson, Ure, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wilson of Polk, and Yoran—37.

So the bill passed and the title was agreed to.

Mr. Seeley, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways to whom was referred House File No. 537, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do not pass.

THOMAS SEELEY, *Chairman*.

Ordered passed on file.

Mr. Stone, from the Committee on Ways and Means, submitted the following report with accompanying bill, House File No. 582, a bill for an act to amend section 814, chapter 1, title 6, of the Code.

Read first and second time, and passed on file.

MR. SPEAKER—Your Committee on Ways and Means, beg leave to report that they have had under consideration, a bill for an act to amend

section 814, chapter 1, of the Code, in regard to exemption from taxation, and have instructed me to report the same to the House with the recommendation that it do pass.

Also the following:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 253, a bill for an act in relation to the revenue, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that in line three, section 7, after the word "equalization," the following words be inserted: "At their regular meeting in July, A. D., 1878, and in each year thereafter in which real estate is assessed;" and that there be inserted after the word "provided," in line five, section 13, the following: "For purposes hereinafter mentioned," and that as so amended the bill do pass.

STONE, *Chairman*.

Ordered passed on file.

On motion of Mr. Stone, Senate File No. 253, a bill for an act in relation to the revenue, with report of committee recommending it do pass as amended, was taken up.

Mr. King moved to strike out section 9.

On motion of Mr. Wright, of Warren, the House adjourned until 2 o'clock, this P. M.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

The House resumed consideration of Senate File No. 253, the question recurring on the amendment to strike out section 9.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 278, a bill for an act to provide for the maintenance of the Asylum for Feeble-Minded Children, at Glenwood, Iowa, and to direct the sale of certain property.

Senate File No. 283, a bill for an act making appropriations for indebtedness incurred in putting in heating apparatus in the Deaf and Dumb Institute at Council Bluffs, and for other deficiencies.

Senate File No. 321, a bill for an act for the payment of the State Militia, for service in preventing anticipated riots in the year 1877.

Senate File No. 323, a bill for an act making a special appropriation for the Asylum for Feeble-Minded Children at Glenwood, Iowa.

Senate File No. 325 a bill for an act to meet the requirements of an act entitled "The Military Code of Iowa," which are not otherwise provided for, and to provide for the transportation of arms, ammunition, and ordnance stores, used by the Iowa National Guard, from the State Arsenal to the various regimental and company headquarters.

Also, that the Senate has passed, without amendment, substitute for House File 299, a bill for an act making appropriation for the construction of the new capitol building, for the purchase of a lot, and the construction of a sewer therefor.

Also, that the Senate has passed House File No. 458, a bill for an act making appropriations for the improvement of the penitentiary of the State at Fort Madison, with the following amendment: Strike out line "five (5)" of section 1 in the bill, in which amendment the concurrence of the House is respectfully asked.

J. A. T. HULL, *Secretary*.

Mr. Holbrook moved to amend in line two, section 1: Strike out "shall" and insert "may;" strike out "same percentage," and insert "also."

Mr. Wison, of Polk, moved the previous question, which was seconded.

On the question, shall the main question be now put? it was decided in the affirmative.

The amendment of Mr. Holbrook was adopted.

The question being on striking out section 9, the yeas and nays were demanded.

The yeas were:

Messrs. Allen, Ashby, Bliedung, Bloom, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Duncan, Elliott, Gray, Hadley, Hallock, Hamilton, Israel, Jamison, Johnson, Kauffman, King, Knoll, McCartney, Manning of Carroll, Manning of Winneshiek, O'Brien, O'Donnell, Parker, Parkinson, Rhode, Rickel, Scott, Seeley, Seymour, Taylor, Tiffin, Tremain, Walker, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Young—44.

The nays were:

Messrs. Alford, Baker, Barrett, Bolton, Bowdish, Coomes, Curtiss, Deweese, Doty, Fast, Flick, Gammons, Gleason, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jaqua, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Maynard, Miles, Morse, Nichol, Paul, Peake, Perrin, Ratcliff, Russell, Seaman, Sherard, Stephenson, Stone, Terry, Tyson, Updegraff, Ure, Waterman, Whaley, Wood, Wright of Wayne, Yoran, and Mr. Speaker—49.

Absent or not voting:

Messrs. Gardner, Gay, Gordon, Mallory, Mueller, Warnock, and Wells—7.

So the motion to strike out section 9 did not prevail.

Mr. Stone moved that the vote by which the bill was ordered engrossed be reconsidered.

The motion prevailed.

Mr. Manning moved to amend section 9, and substitute the following as a new section:

SEC. 9. "It shall be the duty of the State Board of Equalization to

equalize the assessments of personal property, by adding to or deducting from the aggregate valuation thereof in any county, such an amount as will place the same upon a fair, equitable, or reasonable valuation, and the board of supervisors of such county may, in such cases, grant relief to any tax payer whose personal property shall, by any increase so ordered, be raised above its true cash value, by reducing the same to its true cash value."

The amendment was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 240, a bill for an act for the relief of James and O. P. Wickham, contractors for the erection of the west lateral wing of the Deaf and Dumb Asylum at Council Bluffs, and making appropriations therefor.

A. T. McCARGAR, *First Assistant Secretary.*

Mr. Rickel moved the following amendment: by inserting "House File No. 235," after "section 12, of Senate File No. 253."

The amendment was adopted.

The bill was ordered engrossed for a third reading.

The hour having arrived for bills on third reading on motion of Mr. Stone, the order was postponed ten minutes.

Mr. Stone moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Bliedung, Bolton, Brown, Carson, Chapman, Clayton, Coomes, Curtiss, Flick, Gammons, Gardner, Gleason, Heron, Hiatt, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Nichol, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Seaman, Seeley, Sherrard, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Whaley, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—55.

The nays were:

Messrs. Allen, Barrett, Bloom, Bowdish, Bradley, Calvin, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gay, Gray, Hadley, Hallock, Hamilton, Higgins, Hotchkiss, Knoll, Kopp, Lessenger, Manning of Carroll, Miles, O'Brien, O'Donnell, Parkinson, Russell, Scott, Seymour, Stephenson, Terry, Tyson, Walker, Waterman, Williams, Wilson of Kossuth, Wright of Wayne, Yoran, and Young—40.

Absent or not voting:

Messrs. Gordon, Mallory, Mueller, Warnock, and Wells—5.

So the bill passed and the title was agreed to.

Mr. Jamison had leave to introduce House File No. 583, a bill for an act, section 4, chapter 39, laws of the Fifteenth General Assembly.

Read first and second time, referred to Committee on County and Township Organization, with instructions to report back Monday morning.

The hour having arrived for bills on third reading, substitute for House File No. 307, a bill for an act to repeal section 1810, etc., was taken up and read a third time.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carron, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gleason, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Peake, Perrin, Rhode, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, Young, and Mr. Speaker—78.

The nays were:

Messrs. Flick, Manning of Winneshiek, and Parkinson—3.

Absent or not voting:

Messrs. Brown, Gordon, Hamilton, Jamison, Mallory, Manning of Carroll, Mueller, Paul, Ratcliff, Rickel, Seaman, Stone, Walker, Waterman, Wells, Williams, Wright of Warren, and Wright of Wayne—19.

So the bill passed and the title was agreed to.

House File No. 266, a bill for an act to amend section 816 of the Code, with report of committee recommending it do pass, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bowdish, Bradley, Brown, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Gardner, Gay, Hadley, Hallock, Heron, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lyman, Lyon, McCartney, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Scott, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—64.

The nays were:

Messrs. Bolton, Chapman, Fast, Flick, Gleason, Gray, Hamilton, Higgins, Hoag, Hotchkiss, Israel, Kopp, McAllister, Macy, Russell, Seaman, Stephenson, and Whaley—18.

Absent or not voting:

Messrs. Ashby, Baker, Bloom, Clayton, Gammons, Gordon, Hiatt, Lessenger, Mallory, Miles, Mueller, Ratcliff, Walker, Warnock, Waterman, Wells, Williams, and Wilson of Kossuth—18.

So the bill passed and the title was agreed to.

House File No. 267, a bill for an act to amend sections 819 and 812 of the Code, with report of committee recommending it do pass, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bloom, Bowdish, Brown,

Calvin, Carson, Clayton, Coomes, Deweese, Duncan, Flick, Gammons, Gleason, Hadley, Hallock, Heron, Holbrook, Hotchkiss, Jamison, Johnson, Kauffman, King, Lyman, Lyon, McCartney, Macy, Manning of Carroll, Maynard, Nichol, O'Brien, O'Donnell, Parker, Perrin, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Wilson of Polk, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—48.

The nays were:

Messrs. Ashby, Chapman, Crooks, Doty, Elliott, Fast, Gardner, Gay, Gray, Higgins, Hoag, Israel, Jaqua, Knoll, Kopp, McAllister, Morse, Parkinson Rhode, Scott, Seaman, Ure, Whaley, Williams, Wood, and Young—26.

Absent or not voting:

Messrs. Baker, Bolton, Bradley, Curtiss, Gordon, Hamilton, Hiatt, Lessenger, Mallory, Manning of Winneshiek, Miles, Mueller, Paul, Peake, Ratcliff, Rickel, Russell, Stephenson, Tremain, Tyson, Updegraff, Walker, Warnock, Waterman, Wells, and Wilson of Kossuth—26.

The bill not receiving a constitutional majority, was lost.

House File No. 282, a bill for an act to repeal section 3058, chapter 9, title 18, of the Code, with report of committee recommending it do pass was taken up.

Read first and second time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bradley, Calvin, Chapman, Clayton, Deweese, Doty, Fast, Flick, Gammons, Gardner, Gay, Gleason, Hadley, Hallock, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Morse, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Seaman, Seeley, Stone, Taylor, Terry, Tiffin, Whaley, Wilson of Polk, Wood, Wright of Warren, Young, and Mr. Speaker—60.

The nays were:

Messrs. Coomes, Crooks, Curtiss, Elliott, Gray, Kopp, Manning of Winneshiek, Nichol, Rhode, Russell, Scott, Seymour, Sherrard, Stephenson, Tyson, Ure, Williams, Wilson of Kossuth, and Wright of Wayne—19.

Absent or not voting:

Messrs. Baker, Bloom, Bolton, Bowdish, Brown, Carson, Duncan, Gordon, Heron, Kauffman, Lessenger, Mallory, Miles, Mueller, Tremain, Updegraff, Walker, Warnock, Waterman, Wells, and Yoran—21.

So the bill passed and the title was agreed to.

Senate File No. 70, a bill for an act to repeal section 1766 of the Code, with report of committee recommending that it do pass, was taken up, and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Elliott, Gammons, Gardner, Gay, Gray, Hallock, Hiatt, Jaqua, King, Knoll, Lyman, McAllister, McCartney, Macy, Manning of Winneshiek,

Maynard, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Terry, Tiffin, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—57.

The nays were:

Messrs. Bradley, Deweese, Fast, Gleason, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Johnson, Kauffman, Kopp, Morse, Seymour, Tremain, Tyson, Ure, Waterman, and Williams—20.

Absent or not voting:

Messrs. Bloom, Bowdish, Brown, Duncan, Flick, Gordon, Hadley, Hamilton, Holbrook, Leseenger, Lyon, Mallory, Manning of Carroll, Miles, Mueller, Parkinson, Rickel, Stone, Updegraff, Walker, Warnock, Wells, and Wright of Wayne—23.

So the bill passed and the title was agreed to.

On motion of Mr. Jaqua, Senate File No. 186, a bill for an act for the construction of fishways, was taken up.

Mr. Rickel moved that the vote by which the House refused to engross be reconsidered.

The motion prevailed.

Mr. Updegraff moved to reconsider the vote by which the bill was ordered engrossed.

The motion prevailed.

- Mr. Updegraff offered the following amendment, which was not adopted: "*Provided*, That this act shall not apply to any dam where such fishway can not be constructed for \$100 or less."

Mr. Hamilton moved the previous question, which was seconded.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Bloom, Bolton, Bowdish, Brown, Carson, Chapman, Clayton, Coomes, Curtiss, Elliott, Fast, Flick, Gammons, Gay, Hadley, Hamilton, Hoag, Holbrook, Israel, King, Knoll, Lyman, Lyon, McAllister, McCartney, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, O'Donnell, Parker, Paul, Peake, Ratcliff, Rickel, Seaman, Seeley, Stone, Taylor, Terry, Tiffin, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, and Young—50.

The nays were:

Messrs. Barrett, Bliedung, Bradley, Calvin, Crooks, Deweese, Doty, Duncan, Gardner, Gleason, Hallock, Hiatt, Higgins, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, Kopp, Maynard, Macy, Miles, Nichol, O'Brien, Perrin, Russell, Scott, Seymour, Stephenson, Tremain, Tyson, Updegraff, Williams, Wood, Wright of Warren, Yoran, and Mr. Speaker—37.

Absent or not voting:

Messrs. Baker, Gordon, Gray, Heron, Lessenger, Mallory, Parkinson, Rhode, Sherrard, Ure, Warnock, Wells, and Wright of Wayne—13.

So the bill passed and the title was agreed to.

On motion of Mr. King, substitute for House File No. 169, a bill for an act in relation to the construction of sewers, with report of committee recommending that it do pass, was taken up.

The bill was ordered engrossed for a third reading.

Mr. Wilson, of Polk, moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Carson, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gleason, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Morse, Nichol, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Ure, Walker, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—67.

The nays were:

Messrs. Calvin, Hadley, and O'Brien—3.

Absent or not voting:

Messrs. Allen, Ashby, Bowdish, Bradley, Brown, Chapman, Curtiss, Flick, Gordon, Gray, Hallock, Hamilton, Heron, Holbrook, Hotchkiss, Israel, Mallory, Manning of Carroll, Mueller, Peake, Rhode, Rickel, Seaman, Tyson, Updegraff, Warnock, Wells, Whaley, Williams, and Wright of Wayne—30.

So the bill passed and the title was agreed to.

House File No. 529, a bill for an act to define a lawful fence in the fencing of railroads, with report of committee recommending it do pass, was taken up, and read a third time.

Mr. Waterman asked to have a communication from the Governor in relation to lands in Davenport referred to the Judiciary Committee.

Mr. O'Donnell moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Flick, Gammons, Gay, Gleason, Hadley, Hallock, Hamilton, Hiatt, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winnesiek, Maynard, Miles, Morse, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Russell, Seeley, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, Young, and Mr. Speaker—72.

The nays were:

Messrs. Doty, Fast, Gardner, Heron, Kopp, Parkinson, Scott, Seaman, Seymour, Terry, Tyson, and Williams—12.

Absent or not voting:

Messrs. Brown, Gordon, Gray, Higgins, Israel, Mallory, Mueller, Nichol, Rhode, Rickel, Sherrard, Warnock, Wells, Whaley, Wright of Warren, and Wright of Wayne—16.

So the bill passed and the title was agreed to.

Mr. Alford moved to call up the resolution in regard to bills on third reading.

The motion prevailed.

Mr. Updegraff moved to lay the motion on the table.

The motion did not prevail.

The question being, shall the resolution be adopted? it was decided in the negative.

Senate File No. 53, a bill for an act to amend section 1241, title 10, chapter 4 of the Code, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Flick, Gammone, Gardner, Gay, Gleason, Gray, Hallock, Hamilton, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Morse, Mueller, O'Brien, O'Donnell, Peake, Perrin, Ratcliff, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Williams, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—79.

The nays were:

Messrs. Fast, and Nichol—2.

Absent or not voting:

Messrs. Brown, Gordon, Hadley, Heron, Kauffman, Mallory, Manning of Winneshiek, Miles, Parker, Parkinson, Paul, Rhode, Rickel, Stone, Warnock, Wells, Whaley, Wilson of Kossuth, and Wright of Wayne—19.

So the bill passed and the title was agreed to.

Mr. McCartney moved to take up Senate messages.

Senate File No. 323, a bill for an act making appropriations for feeble-minded children at Glenwood, Iowa, with report of committee recommending it do pass, was taken up.

Read first and second time.

The bill was ordered engrossed for a third reading.

Mr. Chapman moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Duncan, Elliott, Flick, Gammone, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—86.

The nays were:

Messrs. Fast, and Wilson of Kossuth—2.

Absent or not voting:

Messrs. Brown, Curtiss, Deweese, Israel, Macy, Mallory, Mueller, Rhode, Stone, Warnock, Wells, and Wright of Wayne—12.

So the bill passed and the title was agreed to.

Mr. Alford moved to adjourn until Monday at 9 o'clock, A. M.

Mr. Yoran moved to amend by inserting 7:30 o'clock this P. M.

The amendment was adopted.

The motion as amended was adopted.

Mr. Tyson called up Senate resolution in reference to Des Moines river lands.

The resolution was adopted.

Leave was granted Mr. Waterman to introduce House File No. 584, a bill for an act to cede to the United States exclusive jurisdiction over the Rock Island Arsenal Bridge across the Mississippi river at Davenport, Iowa.

Read a first and second time.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Carson, Chapman, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gleason, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Peake, Perrin, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Ure, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—75.

The nays were:

Mr. Jaqua—1.

Absent or not voting:

Messrs. Brown, Calvin, Clayton, Coomes, Deweese, Flick, Gordon, Higgins, Mallory, Mueller, Parker, Parkinson, Paul, Ratcliff, Rhode, Rickel, Stone, Tremain, Tyson, Updegraff, Walker, Warnock, Wells, and Wright of Wayne—24.

So the bill passed and the title was agreed to.

Mr. Crooks moved to reconsider the vote by which the House refused to engross House File No. 279.

The motion prevailed.

Mr. Holbrook moved to reconsider the vote by which the House agreed to hold an evening session.

The motion prevailed.

Mr. Holbrook moved that the House adjourn at 6:30, this P. M., until 9 o'clock, A. M., Monday, 24th.

The motion prevailed.

RESOLUTION.

Mr. Morse offered the following resolution, which was adopted:

Resolved, That the Speaker appoint a Sifting Committee of seven to examine all bills before the House and divide them into classes numbered first, second, third, and fourth, to be determined by their importance; said committee to report at 9 o'clock, Monday morning, and from time to time up to the time of adjournment.

The vote on House File No. 279 was reconsidered.

Mr. Manning, of Carroll, moved to strike out section 17.

The motion prevailed.

Mr. Morse moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Barrett, Bliedung, Calvin, Carson, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gay, Gleason, Hadley, Hallock, Knoll, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Ratcliff, Seeley, Stone, Taylor, Tiffin, Tremain, Wilson of Polk, Wright of Warren, and Mr. Speaker—39.

The nays were:

Messrs. Allen, Baker, Bloom, Bolton, Bowdish, Bradley, Chapman, Clayton, Coomes, Gray, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Johnson, Kauffman, King, Kopp, Lyman, Maynard, Miles, Parkinson, Perrin, Rickel, Russell, Scott, Seymour, Sherrard, Stephenson, Tyson, Updegraff, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Yoran, and Young—45.

Absent or not voting:

Messrs. Ashby, Brown, Deweese, Gardner, Gordon, Hamilton, Jaqua, Lessenger, Mallory, Parker, Peake, Rhode, Seaman, Terry, Ure, Warnock, Wells, and Wright of Wayne—18.

The bill, not receiving a constitutional majority, failed to pass the House.

Substitute for Senate File No. 278, a bill for an act for maintenance of the Asylum for Feeble-Minded Children, at Glenwood, Iowa, was taken up.

Mr. Parkinson offered a substitute.

The substitute was adopted.

The bill was ordered engrossed for a third reading.

Mr. Macy moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Flick, Gammons, Gardner, Gay, Gray, Hadley, Hallock, Hiatt, Hoag, Holbrook, Jamison, Jaqua, Johnson, King, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol,

O'Brien, O'Donnell, Parkinson, Paul, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Updegraff, Waterman, Whaley, Wilson of Polk, Wright of Warren, Yoran, Young, and Mr. Speaker—68.

The nays were:

Messrs. Elliott, Fast, Heron, Hotchkiss, Israel, Knoll, Kopp, Russell, Williams, Wilson of Kossuth, and Wood—11.

Absent or not voting:

Messrs. Ashby, Brown, Deweese, Gleason, Gordon, Hamilton, Higgins, Kauffman, Mallory, Parker, Peake, Perrin, Ratcliff, Rhode, Terry, Tyson, Ure, Walker, Warnock, Wells, and Wright of Wayne—21.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Senate File No. 215, a bill for an act to reduce the limits of certain cities incorporated under special charter.

Senate File No. 195, a bill for an act for the protection of cemeteries in the State of Iowa.

Also, presented the following to the Governor for his approval:

Senate File No. 237, an act to prevent the making and publication of false or deceptive statements in relation to the business of fire insurance.

Senate File No. 268, an act to repeal chapter 123, acts of the Eleventh General Assembly, and chapter 8, and chapter 120 of the acts of the Twelfth General Assembly, and chapter 93, acts of the Thirteenth General Assembly.

Senate File No. 227, a bill for an act for the leasing of grounds and buildings for the girls' department of the State Reform School, and to make appropriations therefor.

Senate File No. 304, a bill for an act to legalize the boundaries of the independent school district of Nevada, Iowa.

Senate File No. 302, an act in relation to vacancies in offices whose incumbents are chosen by the General Assembly.

Senate File No. 122, an act to repeal section 1160 of the Code, of 1873, and to enact a substitute therefor to require mutual insurance companies to make annual reports.

Senate File No. 259, an act to prohibit, regulate and punish the sale of malt or vinous liquors within two miles of the corporate limits of any municipality and within two miles of where an election is held, and to extend the powers and jurisdiction of said municipality and its officers.

Senate File No. 306, an act to legalize the acts of the board of directors of the Independent District of Fort Dodge, in the county of Webster, in setting off and fixing the boundaries of the District Township of Cooper, in the county of Webster, and the election of the board of directors of said District Township of Cooper.

Senate File No. 303, an act to amend section 80 of chapter 4, title 2, of the Code of 1873.

Senate File No. 311, an act to prevent the use of the funds of the State University for support of the Preparatory Department after July 1, 1879.

Also, they have examined the following bills, and find the same correctly enrolled :

House File No. 524, a bill for an act to legalize the organization of the independent school district of Sioux Rapids, in the county of Buena Vista, State of Iowa.

House File No. 73, a bill for an act to amend section 2590, chapter 5, title 17, of the Code, limiting the number of changes of the place of trial in civil cases.

Substitute for House File No. 304, a bill for an act for the endowment and support of the State University.

House File No. 339, a bill for an act confirming the diplomas of the Medical College at the city of Keokuk, Iowa.

House File No 571, a bill for an act entitled an act to promote fish culture in the State of Iowa, and to amend and consolidate the enactments heretofore passed for that purpose.

House File No. 493, a bill for an act legalizing the acts of the county recorder of Lee county, Iowa, in recording mortgages on town lots and other city property with the deed in town lot record.

Senate File No. 256, a bill for an act to provide for opening drains to be constructed through two or more counties, amendatory of chapter 2, title 10 of the Code.

Senate File No. 80, a bill for an act to legalize the acts of Mason Fish, a justice of the peace in Clay township, Shelby county.

Senate File No. 318, a bill for act to tax sleeping and dining cars.

Senate File No. 137, a bill for an act amendatory of sections 1802 of the Code of Iowa.

Senate File No. 320, a bill for an act to repeal chapter 35, of the private, local and temporary acts of the Fifteenth General Assembly, and chapter 97, of the acts of the Sixteenth General Assembly, and to provide for the leasing of the convict labor of the State.

Senate File No. 269, a bill for an act to amend chapter 101, laws of the Sixteenth General Assembly, in relation to fences.

Senate File No. 309, an act to amend section 914, and repeal section 915, of chapter 3, title 6 of the Code; also, to amend sub-division 5, of section 3793, of chapter 2, title 23 of the Code, relating to the payment of money into the State treasury.

Senate File No. 315, a bill for an act amendatory of chapter 132, laws of the Sixteenth General Assembly, relating to the publication and distribution of the laws.

Also, have this day presented to the Governor for his approval the following bills.

House File No. 571, a bill for an act entitled an act to promote fish culture in the State of Iowa, and to amend and consolidate the enactments heretofore passed for that purpose.

House File No. 493, a bill for an act legalizing the acts of the county recorder of Lee county, Iowa, in recording mortgages on town lots and other city property with the deeds in town lot record.

Also, they have examined the following bills, and find the same correctly enrolled:

Substitute for Senate File No. 259, a bill for an act to prohibit, regulate and punish the sale of malt or vinous liquors within two miles of the corporate limits of any municipality, and within two miles of where an election is held, and to extend the powers and jurisdiction of said municipality and its officers.

Senate File No. 302, a bill for an act in relation to vacancies in offices whose incumbents are chosen by the General Assembly.

Senate File No. 268, a bill for an act to repeal chapter 123, acts of the Eleventh General Assembly, chapters 8 and 120 of the acts of the Twelfth General Assembly, and chapter 93 of the acts of the Thirteenth General Assembly.

Senate File No. 304, a bill for an act to legalize the boundaries of the independent school district of Nevada, Iowa.

Substitute for Senate File No. 237, a bill for an act to prevent the making and publication of false or deceptive statements in relation to the business of fire insurance.

Senate File No. 122, a bill for an act to repeal section 1160 of the Code of 1873, and to enact a substitute therefor, to require mutual insurance companies to make annual reports.

Senate File No. 311, a bill for an act to prevent the use of the funds of the State University for support of the Preparatory Department after July 1st, 1879.

Senate File No. 303, a bill for an act to amend section 80, of chapter 4, title 2, of the Code of 1873.

Senate File No. 306, a bill for an act to legalize the acts of the board of directors of the independent district of Fort Dodge, in the county of Webster, in setting off and fixing the boundaries of the district township of Cooper, in the county of Webster, and the election of the board of directors of said district township of Cooper.

Senate File No. 227, a bill for an act for the leasing of grounds and buildings for the girls' department of the State Reform School, and to make appropriations therefor.

ELWOOD MACY, *Chairman.*

Senate File No. 293, a bill for an act making appropriations for the Additional Penitentiary at Anamosa, was taken up.

The Speaker appointed as the Sifting Committee Messrs. Morse, Updegraff, Paul, Stone, Bolton, McCartney, and Holbrook.

Mr. Miles moved to amend section 3, in line one: Strike out "shall" and insert "may."

The amendment was adopted.

Mr. Ure moved to amend: \$1,000 to purchase a quarry.

The amendment was adopted.

Mr. Wright, of Warren, moved to amend by striking out "60,000" and insert "40,000."

On this amendment the yeas and nays were demanded, and

The yeas were:

Messrs. Ashby, Baker, Bliedung, Brown, Crooks, Doty, Duncan, Elliott, Fast, Gammons, Gleason, Gray, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, King, Knoll, Kopp, Lessenger, Lyon, Macy,

Manning of Carroll, Manning of Winneshiek, Morse, Nichol, Ratcliff, Rickel, Scott, Sherrard, Stephenson, Taylor, Tiffin, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, and Wright of Warren—44.

The nays were:

Messrs. Alford, Allen, Barrett, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Gardner, Gay, Gray, Hadley, Holbrook, Jaqua, Johnson, Kauffman, Lyman, McAllister, McCartney, Manning of Carroll, Maynard, Miles, Mueller, O'Brien, O'Donnell, Parkinson, Paul, Perrin, Rhode, Russell, Seaman, Seeley, Seymour, Stone, Terry, Tremain, Ure, Waterman, Wright of Wayne, Yoran, Young, and Mr. Speaker—47.

Absent or not voting:

Messrs. Deweese, Gordon, Hamilton, Mallory, Parker, Peake, Warnock, Wells, and Whaley—9.

So the motion to amend did not prevail.

Mr. Yoran moved that the rule be suspended, and the bill be considered engrossed, and read a third time now.

On this the ayes and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Flick, Gammons, Gardner, Gay, Gleason, Hadley, Hiatt, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Perrin, Ratcliff, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tremain, Updegraff, Ure, Waterman, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—65.

The nays were:

Messrs. Crooks, Doty, Duncan, Fast, Gray, Hallock, Higgins, Hoag, Hotchkiss, King, Knoll, Manning of Winneshiek, Rhode, Rickel, Russell, Scott, Stephenson, Tiffin, Walker, Whaley, Williams, and Wilson of Kossuth—22.

Absent or not voting:

Messrs. Brown, Deweese, Elliott, Gordon, Hamilton, Heron, Mallory, Parker, Peake, Tyson, Warnock, Wells, and Wright of Wayne—13.

So the motion to suspend the rule prevailed.

The question being, shall the bill pass? resulted as follows:

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Elliott, Flick, Gammons, Gardner, Gay, Hadley, Hamilton, Holbrook, Jaqua, Johnson, Kopp, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Mueller, Nichol, O'Brien, O'Donnell, Paul, Perrin, Ratcliff, Seaman, Seeley, Seymour, Stone, Tremain, Updegraff, Ure, Waterman, Whaley, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—53.

The nays were:

Messrs. Allen, Ashby, Crooks, Curtiss, Doty, Duncan, Fast, Gleason, Gray, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, King, Kopp, Lessenger, Lyon, Manning of Winneshiek, Morse, Parkinson,

Rhode, Rickel, Russell, Scott, Sherrard, Stephenson, Taylor, Terry, Tiffin, Walker, Williams, and Wilson of Kossuth—35.

Absent or not voting :

Messrs. Brown, Deweese, Gordon, Jamison, Kauffman, Mallory, Peake, Parker, Tyson, Warnock, Wells, and Wright of Wayne—12.

So the bill passed and the title was agreed to.

The House adjourned until 9 o'clock, A. M., Monday.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. D. R. Lucas.

Pending the reading of the journal of Saturday, the further reading was dispensed with on motion of Mr. Morse.

REPORTS OF COMMITTEES.

Mr. Updegraff, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 575, a bill for an act to punish non residents for shooting game in Iowa, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be indefinitely postponed.

Ordered passed on file.

Also the following:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 574, a bill for an act authorizing the Executive Council to adjust and pay the bill of Register and Receiver of the United States Land Office at Des Moines, for final location of swamp lands, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it be amended by inserting after the word "treasury," the following: "and belonging to the swamp land fund," and that as so amended it do pass.

UPDEGRAFF, *Chairman.*

Ordered passed on file.

Leave was granted Mr. Morse to submit the following report from the Sifting Committee, which was adopted:

MR. SPEAKER—Your Committee appointed to arrange bills into classes, report that they have done so, placing all appropriation bills in class one, and arranging other House bills in the order of their importance into classes two, three and four; we recommend that all bills as well as all Senate messages be disposed of finally as they are reached in their order, and that Senate messages be acted on as soon as the then pending business before the House is disposed of.

MORSE, *Chairman.*

On motion of Mr. Macy, leave was granted the Committee on Enrolled Bills to secure additional help for their committee.

On motion of Mr. Ratcliff, House File No. 536, a bill for an act to repeal section 370, chapter 8, title 4, of the Code of 1873, was taken up.

Mr. Stone moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Young, and Mr. Speaker—82.

The nays were:

Messrs. Deweese, Holbrook, Mallory, and Yoran—4.

Absent or not voting:

Messrs. Brown, Curtiss, Duncan, Gay, Hamilton, Kauffman, Stone, Walker, Warnock, Wells, Williams, Wood, Wright of Warren, and Wright of Wayne—14.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 329, a bill for an act to amend section 1381 of the Code, providing for the payment of the tuition of pauper children.

Senate File No. 317, a bill for an act to legalize a library tax voted in Wall Lake township, Wright county, Iowa.

Senate File No. 96, a bill for an act to legalize the official acts of W. E. Haskins, a Notary Public in and for Howard county, Iowa.

Senate File No. 316, a bill for an act to legalize the official acts of Wm. R. Daniels, a notary public in and for Hamilton county, Iowa.

Senate File No. 290, a bill for an act to amend chapter 81 of the laws of the Sixteenth General Assembly, relative to grace on bills of exchange.

Senate File No. 288, a bill for an act to amend section 197 of the Code, relating to the books to be kept by the clerk of the court.

Senate File No. 332, a bill for an act for the construction of fishways.

Also, without amendment:

House File No. 450, a bill for an act to legalize certain corporate acts of Charles City, Iowa.

House File No. 570, a bill for an act to authorize the Treasurer of State to pay to the several counties the amount of swamp land indemnity fund that has been withheld by him and his predecessors in office under the provision of section 12, chapter 160, of the acts of the Ninth General Assembly.

Substitute for House File No. 344, a bill for an act to provide for the subdivision of independent school districts.

House File No. 579, a bill for an act to legalize the Independent School District of Plainfield, Bremer county, Iowa.

House File No. 252, a bill for an act to legalize the official acts of F. D. Lindsley, a justice of the peace in and for Benton county.

House File No. 576, a bill for an act to legalize the official acts of James D. Carson as justice of the peace.

House File No. 262, a bill for an act to enable school districts to issue bonds for the purpose of funding indebtedness now existing.

House File No. 520, a bill for an act to legalize the revised ordinances of the city of Vinton, Iowa.

Also, that the Senate has passed the following bill:

House File No. 368, a bill for an act to repeal sections 4048, 4049, 4050 and 4051 of the Code, chapter 69 of the laws of the Fifteenth General Assembly, and chapter 122 of the laws of the Sixteenth General Assembly, in relation to the protection of game, and to enact a substitute in lieu thereof, with the following amendments, in which the concurrence of the House is asked:

Amend the title by inserting the word "public" between the words "the" and "laws" in 2d line thereof; insert the word "public" in line 5 of section 1 between the words "the" and "laws."

Strike out the word "fifteenth" in line 6 of section 2, and insert in lieu thereof the word "first."

Strike out the word "have" in 4th line of section 8, and insert "knowingly receive."

Add to section 11 the following: "Provided that the county shall in no case be held liable for said attorney's fee or penalty."

J. A. T. HULL, *Secretary*

On motion of Mr. Bliedung, substitute for House Files Nos. 407, 50, 243 and 83, a bill for an act to amend section 3788 of the Code was taken up.

Mr. Crooks offered a substitute.

Mr. Perrin moved to amend section 1, line 9, by inserting after penitentiary "or other State institutions to which convicts are taken."

Mr. Stone moved the previous question, which was seconded.

On the question, shall the main question be now put? Mr. Paul moved to lay the bill on the table.

The motion prevailed.

Senate File No. 288, a bill for an act to amend section 197 of the Code, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Baker, Calvin, Carson, Clayton, Curtiss, Holbrook, Lyon, McCartney, Mallory, Manning of Winneshiek, Mueller, Ratcliff, Rhode, Scott, Tremain, Updegraff, Whaley, and Williams—18.

The nays were :

Messrs. Alford, Allen, Barrett, Bliedung, Bradley, Chapman, Coomes, Crooks, Deweese, Doty, Fast, Flick, Gardner, Gay, Gleason, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Macy, Manning of Carroll, Maynard, Miles, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Russell, Seaman, Seeley, Seymour, Stephenson, Taylor, Terry, Tiffin, Tyson, Ure, Walker, Waterman, Wilson or Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—64.

Absent or not voting:

Messrs. Ashby, Bloom, Bolton, Bowdish, Brown, Duncan, Elliott, Gammons, Gordon, Hamilton, Hoag, Morse, Rickel, Sherrard, Stone, Warnock, Wells, and Yoran—18.

So the bill not receiving a constitutional majority failed to pass the House.

Senate File No. 290, a bill for an act to amend chapter 81, laws of the Sixteenth General Assembly, was taken up.

The bill was read a third time.

The question being, shall the bill pass?

The yeas were :

Messrs. Alford, Barrett, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Hallock, Holbrook, Johnson, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Scott, Seaman, Seeley, Seymour, Taylor, Tremain, Tyson, Updegraff, Waterman, Whaley, Williams, Wilson of Kossuth, Wright of Wayne, Yoran, and Mr. Speaker—41.

The nays were :

Messrs. Allen, Baker, Bliedung, Bowdish, Deweese, Elliott, Fast, Flick, Gardner, Gay, Gray, Hadley, Hiatt, Higgins, Hotchkiss, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Parkinson, Ratcliff, Rhode, Russell, Stephenson, Terry, Tiffin, Ure, Wood, Wright of Warren, and Young—37.

Absent or not voting:

Messrs. Ashby, Bloom, Bolton, Bradley, Brown, Gammons, Gleason, Gordon, Hamilton, Heron, Hoag, Israel, Manning of Carroll, Parker, Perrin, Rickel, Sherrard, Stone, Walker, Warnock, Wells, and Wilson of Polk—22.

So the bill passed and the title was agreed to.

Mr. Stone moved that the vote by which Substitute for House Files Nos. 50, 407, 243 and 83, was lost, be reconsidered.

The motion did not prevail.

The yeas were:

Messrs. Alford, Ashby, Barrett, Bliedung, Bowdish, Calvin, Carson, Chapman, Clayton, Coomes, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Hadley, Hallock, Heron, Jamison, Kauffman, Lessenger, Lyon, McCartney, Mallory, Maynard, Morse, Mueller, Nichol, O'Donnell, Parkinson, Perrin, Rickel, Russell, Seaman, Seeley, Stephenson, Stone, Taylor, Tremain, Tyson, Ure, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—50.

The nays were:

Messrs. Allen, Baker, Bloom, Bradley, Crooks, Curtiss, Flick, Gleason, Gordon, Gray, Hiatt, Hoag, Holbrook, Hotchkiss, Jaqua, Johnson, King, Knoll, Lyman, McAllister, Macy, Manning of Carroll, Manning of Winneshiek, O'Brien, Parker, Paul, Peake, Rhode, Scott, Seymour, Terry, Tiffin, Waterman, Whaley, and Wilson of Polk—35.

Absent or not voting:

Messrs. Bolton, Brown, Deweese, Doty, Hamilton, Higgins, Israel, Kopp, Miles, Ratcliff, Sherrard, Updegraff, Walker, Warnock, and Wells—15.

Senate File No. 1, a bill for an act relating to the trial of equitable actions, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—89.

The nays were—None.

Absent or not voting:

Messrs. Bolton, Brown, Hamilton, Heron, Jamison, Sherrard, Stone, Terry, Warnock, Wells, and Wilson of Polk—11.

So the bill passed and the title was agreed to.

Senate File No. 119, a bill for an act to enable the trustees of the Protestant Methodist Church at Iowa City, to transfer certain property, with report of committee recommending that it do pass was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bradley, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Seaman, Seeley, Seymour, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wood, Wright of Warren, Wright of Wayne, and Mr. Speaker—82.

The nays were:

Messrs. Coomes, and McCartney—2.

Absent or not voting:

Messrs. Bolton, Bowdish, Brown, Hamilton, Hotchkiss, Israel, Jamison, Rickel, Scott, Sherrard, Warnock, Wells, Wilson of Kossuth, Wilson of Polk, Yoran, and Young—16.

So the bill passed and the title was agreed to.

Senate File No. 138, a bill for an act to provide for the rebuilding of the Institute for the Deaf and Dumb, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bloom, Bolton, Bowdish, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hoag, Holbrook, Jamison, Johnson, Kauffman, King, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Manning of Carroll, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, Young, and Mr. Speaker—60.

The nays were:

Messrs. Bliedung, Bradley, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gleason, Gray, Hallock, Hiatt, Higgins, Hotchkiss, Israel, Kopp, Lyon, Mallory, Manning of Winneshiek, Maynard, Ratcliff, Russell, Tyson, Updegraff, Ure, Whaley, and Williams—28.

Absent or not voting:

Messrs. Baker, Brown, Hamilton, Heron, Rickel, Sherrard, Stephenson, Walker, Wells, Warnock, Wright of Warren, and Wright of Wayne—12.

So the bill passed and the title was agreed to.

Senate File No. 66, a bill for an act to repeal section 902 of the Code, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bolton, Bradley, Calvin, Carson, Curtiss, Doty, Elliott, Gleason, Gordon, Gray, Holbrook, King, Lessenger, McAllister, Mallory, Manning of Carroll, Miles, Morse, Parker, Parkinson, Paul, Peake, Ratcliff, Scott, Seeley, Taylor, Terry, Tremain, Walker, and Waterman—34.

The nays were:

Messrs. Ashby, Baker, Chapman, Crooks, Deweese, Duncan, Fast, Flick, Gammons, Gardner, Gay, Hadley, Hallock, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Jamison, Johnson, Knoll, Kopp, Lyman, Lyon, McCartney, Macy, Manning of Winneshiek, Maynard, Mueller, Nichol, O'Brien, O'Donnell, Perrin, Rhode, Russell, Seymour, Sherrard, Stephenson, Tiffin, Tyson, Updegraff, Ure, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—50.

Absent or not voting:

Messrs. Bloom, Bowdish, Brown, Clayton, Coomes, Doty, Hamilton, Heron, Kauffman, Rickel, Seaman, Stone, Warnock, Wells, Wood, and Yoran—16.

So the bill not having received a constitutional majority failed to pass the House.

Senate File No. 281, a bill for an act making further appropriations for the College of the Blind, was taken up.

Read first and second time.

Mr. McCartney moved to amend by inserting \$800, in lieu of \$600.

The motion prevailed.

The question being, shall the bill pass? ●

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Calvin, Carson, Chapman, Coomes, Crooks, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tyson, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—76.

The nays were:

Messrs. Gleason, Hiatt, Updègraff, and Williams—4.

Absent or not voting:

Messrs. Bowdish, Bradley, Brown, Clayton, Curtiss, Deweese, Hamilton, Heron, Lessenger, Lyon, Mallory, Manning of Carroll, Manning of Winneshiek, Peake, Russell, Stone, Tremain, Ure, Warnock, and Wells—20.

So the bill passed and the title was agreed to.

Senate File No. 283, a bill for an act for appropriations for the Deaf and Dumb Asylum, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bloom, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Doty, Flick, Gordon, Hoag, Holbrook, Jamison, Jaqua, Johnson, King, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Terry, Tiffin, Tremain, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—59.

The nays were:

Messrs. Ashby, Bliedung, Bradley, Chapman, Deweese, Duncan, Elliott, Fast, Gardner, Gleason, Hadley, Hiatt, Higgins, Hotchkiss, Knoll, Lessenger, Mallory, Manning of Winneshiek, Ratcliff, Stephenson, Tyson, Updegraff, Walker, and Williams—24.

Absent or not voting:

Messrs. Baker, Bowdish, Bolton Brown, Gay, Gammons, Gray, Hallock, Hamilton, Heron, Israel, Kauffman, Manning of Carroll, Miles, Ure, Warnock, and Wells—17.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills without amendment:

Substitute for House File No. 568, a bill for an act to exempt certain railroads from the operation of section 7, chapter 118, of the laws of the Sixteenth General Assembly.

Substitute for House Files Nos. 271 and 301, a bill for an act apportioning the State into representative districts, and declaring the ratio of representation.

Also, that the Senate has refused to concur in the House amendments to Senate File No. 136, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mt. Pleasant, Iowa, and has appointed Senators McCoid, Wright, and Stoneman, as a Committee of Conference upon the disagreeing votes of the two House on the above bill, and respectfully ask for a like committee on the part of the House.

Also, that the Senate has concurred in House Resolution relating to the transfer of derricks, tools, &c., from the Capitol to the Anamosa Penitentiary.

Also, that the Senate has passed the following bill and joint resolution, in which the concurrence of the House is asked:

Substitute for Senate File No. 22, a bill for an act to authorize cities, towns, and townships to regulate the sale of coal oil.

Joint Resolution relative to the International Prison Congress of 1878.

A. T. MCCARGAR, *First Asst. Secretary.*

Mr. Stone moved that the House refuse to recede from their amendments relative to the Insane Asylum at Mt. Pleasant, and that a Committee of Conference be appointed on the part of the House to confer with a similar committee on the part of the Senate.

The Speaker appointed Messrs. Stone, Calvin, and Holbrook as such committee.

Senate File No. 184, a bill for an act to prevent trustees and other officers of State Institutions from furnishing supplies to or being interested in contracts with such institution, was taken up and read third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bradley, Brown, Calvin, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hiatt, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tiffin, Tremain, Tyson, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—82.

The nays were—None.

Absent or not voting:

Messrs. Baker, Bolton, Bowdish, Carson, Clayton, Gay, Hamilton, Heron, Higgins, Hoag, Holbrook, Mallory, Manning of Carroll, Miles, Rickle, Updegraff, Warnock, and Wells—18.

So the bill passed and the title was agreed to.

Senate File No. 47, a bill for an act relating to liens on real estate, &c., was taken up, and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—86.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Bowdish, Bradley, Brown, Hamilton, Heron, Hoag, Israel, Manning of Carroll, Mueller, Ratcliff, Stone, Warnock, and Wells—14.

So the bill passed and the title was agreed to.

House File No. 526, a bill for an act to authorize counties to procure certified transcripts of judgments and decrees of Federal Courts, etc., was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bradley, Calvin, Chapman, Coomes, Crooks, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were:

Messrs. Deweese, Mallory, Rhode, Williams, and Wilson of Kossuth—5

Absent or not voting:

Messrs. Bolton, Bowdish, Brown, Carson, Clayton, Duncan, Hamilton, Hotchkiss, Manning of Carroll, Mueller, Ratcliff, Rickel, Stone, Warnock, and Wells—15.

So the bill passed and the title was agreed to.

Mr. Alford offered a resolution relating to House File No. 526, and

moved that the Secretary of State be instructed to transmit a copy of the same to our Senators and Representatives in Congress.

The resolution and motion was adopted.

Substitute for House File No. 458, a bill for an act making appropriations for improvement of the Penitentiary at Fort Madison, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, O'Brien, Parkinson, Perrin, Rhode, Rickel, Russell, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tyson, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Wright of Wayne—69.

The nays were:

Messrs. Alford, Allen, Gleason, Heron, Kauffman, Lyman, Miles, Morse, Mueller, Nichol, Parker, Peake, Scott, Seymour, Terry, Tremain, Waterman, Young, and Mr. Speaker—19.

Absent or not voting:

Messrs. Bolton, Brown, Curtiss, Gammons, Hamilton, O'Donnell, Paul, Ratcliff, Warnock, Wells, Yoran, and Lyon—12.

So the bill passed and the title was agreed to.

Substitute for House File No. 492, a bill for an act to make appropriation for McHenry & Hale, for work at Fort Madison penitentiary, was taken up, and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Bliedung, Bolton, Bowdish, Calvin, Carson, Clayton, Coomes, Fast, Gammons, Gay, Gleason, Gordon, Hadley, Heron, Hoag, Holbrook, Israel, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Terry, Tiffin, Tremain, Wilson of Polk, Yoran, Young, and Mr. Speaker—54.

The nays were:

Messrs. Ashby, Baker, Bradley, Crooks, Deweese, Doty, Duncan, Elliott, Gardner, Gray, Hallock, Hiatt, Higgins, Hotchkiss, Knoll, Lyon, Mallory, Manning of Winneshiek, Parkinson, Rhode, Russell, Sherrard, Stephenson, Tyson, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Warren, and Wright of Wayne—32.

Absent or not voting:

Messrs. Barrett, Bloom, Brown, Chapman, Curtiss, Flick, Hamilton, King, Manning of Carroll, Paul, Updegraff, Ure, Warnock, and Wells—14.

So the bill passed and the title was agreed to.

Senate File No. 152, a bill for an act to legalize the levy of certain bridge taxes, etc., was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Gray, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were:

Messrs. Chapman, Hadley, and Seymour—3.

Absent or not voting:

Messrs. Bloom, Bowdish, Brown, Clayton, Duncan, Gleason, Hamilton, King, Lessenger, Macy, Rickel, Tiffin, Tyson, Warnock, Wells, Williams, Wilson of Kossuth—17.

So the bill passed and the title was agreed to.

Senate File No. 321, a bill for an act for the payment of the militia of the State in certain cases, was taken up and read first and second time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Calvin, Carson, Chapman, Coomes, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Hoag, Holbrook, Israel, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Manning of Carroll, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Stone, Terry, Tremain, Updegraff, Ure, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young and Mr. Speaker—74.

The nays were:

Messrs. Crooks, Gleason, Hotchkiss, Kauffman, Mallory, Rhode, Seaman, Taylor, Tyson, and Williams—10.

Absent or not voting:

Messrs. Alford, Ashby, Bowdish, Brown, Clayton, Duncan, Gray, Hamilton, Jamison, Macy, Manning of Winneshiek, Rickel, Tiffin, Walker, Warnock, and Wells—16.

So the bill passed, and the title was agreed to.

Leave of absence was granted Mr. Tiffin on account of sickness.

Substitute for House File No. 296, a bill for an act making appropriations for Soldiers' Orphans' Home, &c., with Senate amendments was taken up.

The question recurring on Senate amendments, Mr. Mueller moved that the House do not agree in the Senate amendments, and that a Committee of Conference be appointed on the part of the House.

Messrs. Mueller, McCartney, and Jones were appointed as said Conference Committee.

House File No. 448, a bill for an act to appropriate money to pay Dr. Wilbur for services rendered, was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Duncan, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, McAllister, McCartney, Manning of Carroll, Manning of Winneshiek, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Terry, Tremain, Updegraff, Waterman, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—69.

The nays were:

Messrs. Ashby, Elliott, Fast, Mallory, Maynard, Perrin, Stephenson, Taylor, Tyson, Whaley, Williams, Wilson of Kossuth, and Wood—13.

Absent or not voting:

Messrs. Bowdish, Brown, Deweese, Duncan, Hamilton, Hiatt, Israel, Lessenger Lyon, Macy, Rickel, Stone, Tiffin, Ure, Walker, Warnock, Wells, and Yoran—18.

So the bill passed and the title was agreed to.

Senate File No. 282, a bill for an act making appropriations for the Boys' Reform School at Eldora, was taken up.

Read first, second and third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bliedung, Bloom, Bolton, Calvin, Carson, Clayton, Coomes, Crooks, Doty, Flick, Gammons, Gay, Gordon, Hiatt, Higgins, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Lyman, McAllister, McCartney, Macy, Maynard, Miles, Morse, Mueller, Nichol, Parker, Paul, Peake, Perrin, Ratcliff, Scott, Seaman, Seeley, Taylor, Terry, Tremain, Ure, Waterman, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—54.

The nays were:

Messrs. Ashby, Bowdish, Bradley, Chapman, Deweese, Elliott, Fast, Gardner, Gleason, Hadley, Hallock, Heron, Hoag, Hotchkiss, Knoll, Kopp, Lessenger, Lyon, Mallory, Manning of Winneshiek, O'Brien, Rhode, Rickel, Russell, Seymour, Sherrard, Stephenson, Tyson, Updegraff, Walker, Whaley, Williams, and Wright of Wayne—33.

Absent or not voting:

Messrs. Brown, Curtiss, Duncan, Gray, Hamilton, Israel, Manning of Carroll, O'Donnell, Parkinson, Stone, Tiffin, Warnock, and Wells—13.

So the bill passed and the title was agreed to.

Substitute for Senate File No. 140, a bill for an act for appropriations for the Normal School at Cedar Falls, was taken up.

Read first, second and third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Barrett, Bloom, Bolton, Bowdish, Calvin, Carson,

Clayton, Curtiss, Doty, Flick, Gammons, Gardner, Gay, Gordon, Hiatt, Hoag, Holbrook, Jamison, Jaqua, Johnson, King, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Seaman, Seeley, Sherrard, Stone, Taylor, Terry, Tremain, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Yoran, Young, and Mr. Speaker—56.

The nays were:

Messrs. Allen, Ashby, Baker, Bliedung, Chapman, Coomes, Crooks, Deweese, Duncan, Elliott, Fast, Gleason, Hadley, Hallock, Heron, Higgins, Hotchkiss, Israel, Kauffman, Knoll, Kopp, Lessenger, Mallory, Manning of Winneshiek, Parkinson, Russell, Scott, Seymour, Stephenson, Tyson, Updegraff, Ure, Williams, Wright of Warren, and Wright of Wayne—35.

Absent or not voting:

Messrs. Bradley, Brown, Gray, Hamilton, Rhode, Rickel, Tiffin, Warnock, and Wells—9.

So the bill passed and the title was agreed to.

Senate File No. 240, a bill for an act for the relief of James and O. P. Wickham, etc., was taken up and read first, second and third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Flick, Gammons, Gay, Gleason, Gordon, Gray, Hadley, Heron, Hiatt, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Kauffman, King, Knoll, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Scott, Seaman, Seeley, Sherrard, Stephenson, Stone, Taylor, Terry, Tremain, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Young and Mr. Speaker—70.

The nays were:

Messrs. Ashby, Fast, Gardner, Hallock, Higgins, Israel, Johnson, Kopp, Manning of Winneshiek, Rickel, Seymour, Tyson, and Updegraff—13.

Absent or not voting:

Messrs. Allen, Brown, Chapman, Hamilton, Lyon, Manning of Carroll, Parker, Russell, Tiffin, Ure, Walker, Warnock, Waterman, Wells, Whaley, Wright of Warren, and Yoran—17.

So the bill passed and the title was agreed to.

Joint Resolution, relating to the appointing of a delegate to the International Prison Congress, at Stockholm, Sweden, was taken up and adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 194, a bill for an act to establish and maintain a normal school at Le Mars, in the county of Plymouth.

A. T. McCARGAR, *First Assistant Secretary.*

House File No. 411, a bill for an act to legalize the acknowledgment of deeds by deputy clerks, etc., with report of committee recommending that it do pass as amended, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Hadley, Hallock, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshieck, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tremain, Tyson, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Wayne, Yoran, Young, and Mr. Speaker—74.

The nays were—None.

Absent or not voting:

Messrs. Allen, Brown, Chapman, Clayton, Gay, Gray, Hamilton, Hoag, Israel, Jamison, Jaqua, Lyon, Maynard, O'Donnell, Paul, Rhode, Rickel, Russell, Stone, Tiffin, Updegraff, Ure, Walker, Warnock, Wells, and Wright of Warren—26.

So the bill passed and the title was agreed to.

At 12, m., the Speaker adjourned the House until 2 o'clock this p. m.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

House called to order by the Speaker.

RESOLUTION.

Leave was granted Mr. King to offer the following joint resolution:

Be it resolved by the House of Representatives, the Senate concurring, That the Senate and House meet in joint convention at 1 o'clock, A. M., the 26th inst., for the purpose of electing the trustees of the different State institutions.

Mr. Bolton moved to amend: Strike out "9, A. M.," and insert "9 o'clock, this P. M."

Mr. Peake moved to amend by inserting "1 o'clock, to-morrow, A. M."

The motion prevailed.

The amendment as amended was adopted.

The resolution as amended was adopted.

REPORT OF COMMITTEE.

Mr. Manning, from the Committee on Railroads, submitted the following report:

MR. SPEAKER—Your Committee on Railroads, to whom was referred House File No. 277, a bill for an act to resume and grant to the Chicago, Bellevue, Cascade & Western Railroad Company certain lands heretofore conditionally granted to the Cedar Rapids & Missouri River Railroad Company, to aid in the building of a railroad between Marion and Cedar Rapids, in Linn county, Iowa, by an act approved March 26, 1860, beg leave to report that they have had the same under consideration, and have instructed me to report the same back to the House with the recommendation that it do pass.

O. H. MANNING, *Chairman*.

Ordered passed on file.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 293, a bill for an act making appropriations for the Additional Penitentiary at Anamosa.

J. A. T. HULL, *Secretary*.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 524, a bill for an act to legalize the organization of the Independent School District of Sioux Rapids, in the county of Buena Vista, State of Iowa.

House File No. 73, a bill for an act to amend section 2590, chapter 5, title 17, of the Code, limiting the number of changes of the place of trial in civil cases.

House File No. 215, a bill for an act to restore the limits of certain cities incorporated under special charters.

Senate File No. 318, an act to tax sleeping and dining cars.

Senate File No. 195, an act for the protection of cemeteries in the State of Iowa.

Senate File No. 320, an act to repeal chapter 35, of the private, local and temporary acts of the Fifteenth General Assembly, and chapter 97, of the acts of the Sixteenth General Assembly, and to provide for the leasing of the convict labor of the State.

Senate File No. 137, an act amendatory of section 1802 of the Code of Iowa.

Senate File No. 315, an act amendatory to chapter 132, laws of the

Sixteenth General Assembly, relating to the publication and distribution of the laws.

Senate File No. 269, an act to amend chapter 101, laws of the Sixteenth General Assembly, in relation to fences.

Senate File No. 309, an act to amend section 914, and repeal section 915, of chapter 3, title 6 of the Code, also to amend sub-division 5, of section 3793, of chapter 2, title 23 of the Code, relating to the payment of money into the State treasury.

Senate File No. 256, an act to provide for opening drains to be constructed through two or more adjoining counties, amendatory of chapter 2, title 10 of the Code.

Also, find the following correctly enrolled:

Senate File No. 53, a bill for an act to amend section 1241 of the Code, title 10, chapter 4, relating to taking of private property for works of internal improvement.

Senate File No. 323, a bill for an act making special appropriation for the Asylum for Feeble-Minded Children at Glenwood, Iowa.

Senate File No. 1, an act entitled an act relating to the trial of equitable actions.

Senate File No. 278, a bill for an act to provide for the maintenance of the Asylum for Feeble Minded Children, at Glenwood, Iowa, and to direct the sale of certain property.

Senate File No. 70, a bill for an act to repeal section 1766 of the Code, relating to examination of teachers, and issuing certificates, and enacting a substitute therefor.

Joint Resolution authorizing the Governor to accept and receive grants or appropriations from the United States for the purpose of indemnifying settlers on lands in Iowa.

And have presented to the Governor for his approval, the following bill:

Senate File No. 80, an act to legalize the acts of Mason Fish, a justice of the peace in Clay township, Shelby county.

Also, have examined the following bills, and find the same correctly enrolled.

Substitute for House File No. 299, a bill for an act making appropriations for the construction of the New Capitol Building, for the purchase of a lot, and the construction of a sewer therefor.

Substitute for Senate File No. 54, an act to provide for the organization of the State Militia, and entitled the "Military Code of Iowa," and fixing the salaries of certain officers.

Senate File No. 138, a bill for an act to provide for the rebuilding of the Institution for the Deaf and Dumb, and to provide for the government of the same.

Senate File No. 119, a bill for an act to enable the trustees of the Protestant Methodist Church of Iowa City, to transfer certain property.

ELWOOD MACY, *Chairman*.

House File No. 220, a bill for an act to establish and maintain a normal school at Le Mars, Iowa.

On motion of Mr. Barrett, Senate File No. 194 was taken up in lieu thereof.

Mr. Updegraff moved that the bill be rejected.

The yeas and nays were demanded, which were as follows:

The yeas were:

Messrs. Allen, Ashby, Baker, Bliedung, Bowdish, Bradley, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gleason, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Israel, Jamison, Johnson, Kauffman, King, Lessenger, Macy, Mallory, Manning of Winneshiek, Maynard, Parker, Parkinson, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seymour, Sherrard, Stephenson, Terry, Tyson, Updegraff, Ure, Williams, Wood, Wright of Warren, and Wright of Wayne,—51.

The nays were:

Messrs. Alford, Barrett, Bloom, Bolton, Carson, Chapman, Clayton, Coomes, Curtiss, Gay, Gordon, Holbrook, Jaqua, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Manning of Carroll, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Stone, Taylor, Tremain, Whaley, Wilson of Kossuth, Wilson of Polk, Young, and Mr. Speaker—36.

Absent or not voting:

Messrs. Brown, Calvin, Gardner, Hotchkiss, Hiatt, Seaman, Seeley, Tiffin, Walker, Warnock, Waterman, Wells, and Yoran—13.

So the bill was rejected on first reading.

Senate File No. 325, a bill for an act to establish the Military Code of Iowa, was taken up and read a first, second and third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Ashby, Baker, Bolton, Bowdish, Bradley, Duncan, Gammons, Gordon, Heron, Johnson, King, Knoll, Kopp, Lyman, Lyon, McCartney, Macy, Maynard, Miles, Morse, Mueller, O'Brien, Parker, Perrin, Ratcliff, Seaman, Seeley, Seymour, Tremain, Updegraff, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—36.

The nays were:

Messrs. Allen, Barrett, Bliedung, Bradley, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Gleason, Gray, Hadley, Hamilton, Higgins, Holbrook, Jamison, Jaqua, Kauffman, Lessenger, McAllister, Mallory, Manning of Carroll, Nichol, Parkinson, Rhode, Rickel, Russell, Stephenson, Taylor, Terry, Tyson, and Walker—33.

Absent or not voting:

Messrs. Bloom, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Flick, Gardner, Gay, Hallock, Hiatt, Hoag, Hotchkiss, Israel, Manning of Winneshiek, O'Donnell, Paul, Peake, Scott, Sherrard, Stone, Tiffin, Ure, Warnock, Waterman, Wells, Williams, Wright of Wayne, Yoran, and Young—31

So the bill passed and the title was agreed to.

House File No. 527, a bill for an act to amend section 895, and to repeal section 894 of the Code, was taken up and read first, second and third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hamilton, Hiatt, Higgins, Hoag, Hotchkiss,

Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parkinson, Peake, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Tremain, Updegraff, Ure, Walker, Whaley, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were:

Messrs. Hallock, Tyson, and Williams—3.

Absent or not voting:

Messrs. Bloom, Brown, Duncan, Gay, Heron, Holbrook, Lessenger, Miles, Parker, Paul, Perrin, Tiffin, Warnock, Waterman, Wells, Wilson of Kossuth, and Wilson of Polk—17.

So the bill passed and the title was agreed to.

RESOLUTION.

Mr. Israel offered the following resolution, on which the yeas and nays were demanded.

WHEREAS, The people of Iowa demand that capital punishment be restored, and

WHEREAS, The Sifting Committee appointed by the Speaker have sifted all bills relating to that subject entirely out, therefore

Be it resolved, That said committee be instructed to place House File No. 193 in class No. 1, in order that said bill may be reached before this House adjourns.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Carson, Chapman, Clayton, Coomes, Crooks, Curtis, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Mallory, Maynard, Miles, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—60.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, King, Knoll, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—34.

Absent or not voting:

Messrs. Brown, Gay, Hoag, Tiffin, Warnock, and Wells—6.

So the resolution was adopted.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 333, a bill for an act making appropriations for the payment of State and judicial officers and certain expenses of the general assembly.

Senate File No. 224, a bill for an act in relation to the time which pupils may be entitled to the privileges of the Deaf and Dumb Asylum.

Senate File No. 285, a bill for an act amendatory to section 4773 of the Code relating to the furnishing of supplies for the penitentiaries.

Also, that the Senate has concurred in the report of the Conference Committee upon the disagreeing vote of the two Houses on Senate File No. 136, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mount Pleasant.

J. A. T. HULL, *Secretary*.

Mr. Stone moved to reconsider the vote by which the report of the Sifting Committee was adopted.

On this question, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Carson, Chapman, Clayton, Coomes, Curtiss, Duncan, Elliott, Fast, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Maynard, Miles, O'Brien, O'Donnell, Parkinson, Peake, Ratcliff, Russell, Sherrard, Stone, Terry, Tremain, Ure, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—51.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Doty, Flick, Gammons, Gleason, Gray, Hallock, Hiatt, Holbrook, Jamison, Kauffman, King, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, Parker, Perrin, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—41.

Absent or not voting:

Messrs. Brown, Crooks, Gay, Paul, Tiffin, Warnock, Waterman, and Wells—8.

So the motion to reconsider prevailed.

Mr. Stone moved to amend by including House File No. 193.

Mr. Hiatt moved to amend the motion by striking out "House File No. 193," and insert "House File No. 527."

On this question, the yeas and nays were demanded.

The yeas were:

Messrs. Barrett, Bolton, Calvin, Deweese, Doty, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, King, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, Perrin, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—35.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Maynard, O'Brien, O'Donnell, Parker, Parkinson, Peake, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—56.

Absent or not voting:

Messrs. Brown, Gay, Miles, Mueller, Paul, Tiffin, Warnock, Wells, and Williams—9.

So Mr. Hiatt's motion to amend did not prevail.

Mr. Holbrook moved to strike out House File No. 193 and insert House File No. 379.

Mr. Wilson, of Polk, moved the previous question, which was seconded.

Mr. Rickel moved a call of the House, which was seconded.

On the question, shall the main question be now put? the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bolton, Bradley, Calvin, Clayton, Gleason, Gray, Hallock, Hamilton, Hiatt, Holbrook, Kauffman, McCartney, Manning of Carroll, Manning of Winneshiek, Miles, Nichol, Parker, Parkinson, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Terry, Updegraff, Walker, Wilson of Kosuth, Wood, and Young—36.

The nays were:

Messrs. Allen, Bloom, Bowdish, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gordon, Hadley, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Maynard, Morse, Mueller, O'Brien, O'Donnell, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Tremain, Tyson, Ure, Waterman, Whaley, Williams, and Wright of Wayne—52.

Absent or not voting:

Messrs. Brown, Carson, Chapman, Gay, Paul, Tiffin, Warnock, Wells, Wilson of Polk, Wright of Warren, Yoran, and Mr. Speaker—12.

So the House refused to call the House.

On the question on the amendment offered by Mr. Stone to include House File No. 193, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Carson, Chapman, Coomes, Crooks, Curtiss, Doty, Duncan, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Maynard, Miles, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—56.

The nays were:

Messrs. Barrett, Bolton, Calvin, Clayton, Deweese, Elliott, Fast,

Flick, Gleason, Gray, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Manning of Carroll, Manning of Winneshiek, Morse, Paul, Rickel, Scott, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, and Yoran—32.

Absent or not voting:

Messrs. Brown, Gay, Hallock, Jamison, Macy, Mueller, Nichol, Seaman, Tiffin, Warnock, Waterman, and Wells—12.

So the previous question was ordered.

Mr. Rickel filed the following motion: I move that the vote by which the Sifting Committee was instructed to report House File No. 193, in class 1, be reconsidered.

The question being on the adoption of the report of the Sifting Committee, as amended, the yeas and nays were demanded, and

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Maynard, Miles, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Sherrard, Stone, Terry, Tremain, Ure, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—59.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Doty, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, King, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, O'Donnell, Paul, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—37.

Absent or not voting:

Messrs. Gay, Tiffin, Warnock, and Wells—4.

So House File No. 193 was included in class 1.

Mr. Rickel filed the following motion: I move that the vote by which the report of the Sifting Committee as amended, was adopted, be reconsidered.

Mr. Gleason moved to reconsider the vote by which the report of the Sifting Committee was adopted.

On this motion, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Maynard, Miles, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—62.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Nichol, Paul,

Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, and Yoran—34.

Absent or not voting:

Messrs. Gay, Tiffin, Warnock and Wells—4

So the motion to reconsider did not prevail.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 264, a bill for an act to repeal chapter 156 of the laws of the Sixteenth General Assembly, and to enact a substitute therefor.

Also, that the Senate has appointed a Committee of Conference upon the disagreeing votes of the two houses on Senate File No. 34, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly, in relation to empowering cities to extend their corporate limits, (additional to the Code, chapter 10, title 4: of cities and incorporated towns,) Senators Kimball, Foster, and Hanna, and ask for the appointment of a like committee on the part of the House.

Also, that the Senate has passed the following bills without amendment:

House File No 286, a bill for an act amendatory to section 2, chapter 123, of the acts of the Sixteenth General Assembly, relating to townships and incorporated towns and cities to aid in the construction of railroads.

House File No. 530, a bill for an act entitled an act for the better security of the revenue, regulating the duties of county treasurers and boards of supervisors in relation to the same, and amending section 912 of the Code.

J. A. T. HULL, *Secretary.*

On the question on the adoption of the report of the Committee as amended the yeas and nays were demanded, and

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Miles, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—62.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Nichol, Paul, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, and Yoran—32.

Absent or not voting:

Messrs. Gay, Maynard, Tiffin, Warnock, Waterman, and Wells—6.

So the report was adopted.

Mr. McCartney was excused for the remainder of the session.

Mr. Alford offered the following as a substitute for his resolution in regard to bills on third reading:

Resolved, That the rule heretofore adopted by the House, that bills on the second reading be taken up on Monday, Wednesday, and Thursday afternoons, be rescinded, and that hereafter the House take up bills on third reading, at 2:30 o'clock, each afternoon until this session closes.

On this resolution the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gardner, Gay, Gleason, Gordon, Hadley, Hamilton, Heron, Higgins, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Maynard, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr Speaker—63.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Flick, Gray, Hallock, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Manning of Carroll, Manning of Winneshiek, Nichol, Paul, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Walker, Williams, Wilson of Kossuth, Wood, and Yoran—29.

Absent or not voting:

Messrs. Gammons, Hoag, Morse, Tiffin, Warnock, Waterman, Wells, and Updegraff—8.

So the resolution was substituted.

Mr. Alford moved to reconsider the vote by which the resolution was lost.

On this question the yeas and nays were demanded, and

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Miles, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—62.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Nichol, Paul, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, and Yoran—33.

Absent or not voting:

Messrs. Baker, Ratcliff, Tiffin, Warnock, and Wells—5.

So the motion to reconsider prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorab'e body that the Senate has refused to recede from its amendment to substitute for House File No. 296, a bill for an act making appropriations for the Soldiers' Orphans' Home, and Home for Indigent Children, at Davenport, Iowa, and has appointed as a Committee of Conference, on the part of the Senate, Senators Teale, Rumble and Haines, and ask for the appointment of a like committee on the part of the House.

A. T. McCARGAR, *First Assistant Secretary*.

Mr. Alford moved to amend his resolution by striking out "2:30 o'clock," and insert "4:45 o'clock;" also, by adding that the House continue on bills on third reading until House File No. 193 is disposed of.

On this question, the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Miles, Morse, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Ure, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—60.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Flick, Gleason, Hallock, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Mueller, Nichol, Paul, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—34.

Absent or not voting:

Messrs. Baker, Gray, Tiffin, Warnock, Waterman, and Wells—6.

So the amendment prevailed.

On the question, shall the resolution as amended be adopted? the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Maynard, Miles, Morse, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rickel, Russell, Sherrard, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—62.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Flick, Gleason, Gray, Hallock, Hiatt, Holbrook, Kauffman, Knoll, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Mueller, Nichol, Paul, Scott, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Walker, Williams, Wilson of Kossuth, Wood, and Yoran—32.

Absent or not voting:

Messrs. Rhode, Seaman, Stone, Tiffin, Warnock, and Wells—6.

The resolution as amended was adopted.

Mr. Rickel filed the following motion:

Moves to reconsider the vote by which the resolution offered by the gentleman from Black Hawk, to change the order of business, was adopted.

Mr. Crooks had leave to introduce House File No. 585, a bill for an act to legalize the incorporation of the Boone and Marshall Coal Company, which was read first and second time.

Mr. Crooks moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Russell, Scott, Seeley, Seymour, Sherrard, Stephenson, Terry, Tyson, Updegraff, Ure, Walker, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—80.

The nays were:

Mr. Ratcliff—1.

Absent or not voting:

Messrs. Gay, Hoag, Mallory, Mueller, Nichol, O'Brien, Rhode, Rickel, Seaman, Stone, Taylor, Tiffin, Tremain, Warnock, Waterman, Wells, Whaley, Williams, and Wilson of Kossuth—19.

So the bill passed and the title was agreed to.

Mr. Wood moved that Senate Messages be now taken up.

On this motion the yeas and nays were demanded, and

The yeas were:

Messrs. Barrett, Bolton, Calvin, Curtiss, Flick, Gay, Gray, Hallock, Hiatt, Holbrook, Kauffman, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Nichol, Scott, Seeley, Seymour, Stephenson, Taylor, Walker, Wood, Wright of Wayne, and Yoran—27.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Doty, Elliott, Fast, Gammons, Gardner, Gleason, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson,

King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Miles, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratoliff, Rickel, Russell, Seaman, Sherrard, Stone, Terry, Tremain, Tyson, Ure, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Young—64.

Absent or not voting:

Messrs. Deweese, Duncan, Rhode, Tiffin, Updegraff, Warnock, Waterman, Wells, and Mr. Speaker—9.

So the motion to take up Senate Messages did not prevail.

ENROLLED BILLS.

Mr. Macy, from Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 262, a bill for an act to enable school districts to issue bonds for the purpose of funding judgment indebtedness now existing.

House File No. 579, a bill for an act to legalize the independent school district of Plainfield, Bremer county, Iowa.

Substitute for House File No. 314, a bill for an act to provide for the sub divisions of independent school districts.

House File No. 252, a bill for an act to legalize the official acts of F. D. Lindsley, a justice of the peace in and for Benton county.

House File No. 450, a bill for an act to legalize certain corporate acts of the city of Vinton.

House File No. 570, a bill for an act to authorize the Treasurer of State to pay to the several counties the amount of the swamp land indemnity fund that has been withheld by him, and his predecessors in office, under the provisions of section 12, chapter 160, of the acts of the Ninth General Assembly.

House File No. 458, a bill for an act making appropriations for the improvement of the Penitentiary of the State at Fort Madison.

Senate File No. 184, an act to prevent trustees and other officers of State institutions from furnishing supplies to or being interested in contracts with such institutions, and to punish the violation of the same.

Senate File No. 321, an act for the payment of the State militia for the service in preventing anticipated riots in 1877.

Senate File No. 293, a bill for an act making appropriations for the Additional Penitentiary and stone quarry at Anamosa, Iowa.

Senate File No. 47, a bill for act in relation to liens on real estate of judgments in the district and circuit courts of the United States.

Senate File No 283, a bill for an act making appropriations for indebtedness incurred in putting in heating apparatus in the Deaf and Dumb Institution at Council Bluffs, and for other deficiencies.

Senate File No. 152, a bill for an act to legalize the levy of certain bridge taxes by the board of supervisors of Greene county, Iowa.

Senate File No. 282, a bill for an act making appropriations for the Boys' Reform School at Eldora.

ELWOOD MACY, *Chairman.*

Mr. Tyson moved to adjourn.

The motion did not prevail.

Mr. Ure moved that the rule be suspended, and that the House take up House File No. 193.

On this the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Kopp, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Maynard, Miles, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Russell, Sherrard, Stone, Terry, Tremain, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—67.

The nays were:

Messrs. Barrett, Calvin, Deweese, Flick, Gleason, Gray, Hallock, Hiatt, Kauffman, Knoll, McCartney, Manning of Winneshiek, Nichol, Paul, Rickel, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—27.

Absent or not voting:

Messrs. Gay, Israel, Lessenger, Tiffin, Warnock, and Wells—6.

So the motion to suspend the rule prevailed.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Senate File No. 271, a bill for an act to protect Capitol and Governor's Square.

Senate File No. 324, a bill for an act making appropriations to meet deficiencies of the State Reform School at Eldora.

Senate File No. 328, a bill for an act making an appropriation for the payment of the expenses of the Commission appointed by the Seventeenth General Assembly, for the investigation of the affairs of the Penitentiary at Ft. Madison, as managed by the late Warden, Seth H. Craig.

Also, that the Senate has passed the following bills without amendment:

House File No. 546, a bill for an act making an appropriation to Mills & Co., for supplies furnished to the State.

House File No. 538, a bill for an act appropriating money for paying the salaries of the Commissioners of the Anamosa Penitentiary.

A. T. McCARGAR, *First Assistant Secretary.*

House File No. 193, a bill for an act to repeal section 3849, chapter 2, title 24 of the Code, and to restore capital punishment, with report of committee recommending that it do pass was taken up and read a third time.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bowdish, Bradley, Brown, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Duncan, Elliott, Fast, Gammons, Gardner, Gordon, Hadley, Hamilton, Heron, Hoag, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Mallory, Maynard, Miles, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Ratcliff, Rhode, Sherrard, Stone, Terry, Tremain, Ure, Waterman, Wilson of Polk, Wright of Warren, Wright of Wayne, and Young—57.

The nays were:

Messrs. Barrett, Bolton, Calvin, Deweese, Doty, Flick, Gleason, Gray, Hallock, Hiatt, Higgins, Holbrook, Kauffman, Knoll, Macy, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, Perrin, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tyson, Updegraff, Williams, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—35.

Absent or not voting:

Messrs. Baker, Gay, Mueller, Tiffin, Walker, Warnock, Wells, and Whaley—8.

So the bill passed and the title was agreed to.

Mr. Hamilton moved to reconsider the vote by which the capital punishment bill was passed, and moved to lay that motion on the table.

The motion prevailed.

Mr. Macy moved to reconsider the vote by which the House refused to adopt the report of the Sifting Committee.

The motion prevailed.

Mr. Wood moved to adopt the report of the Sifting Committee.

The motion prevailed.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Substitute for Senate File No. 140, a bill for an act making appropriations for the maintenance of the normal school at Cedar Falls, and amending chapter 129, of the acts of the Sixteenth General Assembly.

A Joint Resolution, in relation to the International Prison Congress, at Stockholm, Sweden.

Senate File No. 240, a bill for an act for the relief of James and O. P. Wickham, contractors for the erection of the west lateral wing of the Deaf and Dumb Asylum at Council Bluffs, and making appropriations therefor.

Senate File No. 136, an act making appropriations for the Iowa Hospital for the Insane at Mount Pleasant.

ELWOOD MACY, *Chairman*.

Mr. Scott had leave to introduce House File No. 586, a bill for an act to provide for the exemption of certain railroads from the opera-

tion of section 7, chapter 118, of the acts of the Sixteenth General Assembly.

The bill was read the first and second time.

Mr. Scott moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Nichol, O'Brien, O'Donnell, Parker, Peake, Perrin, Ratcliff, Scott, Seaman, Seeley, Seymour, Stephenson, Stone, Terry, Tremain, Tyson, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—76.

The nays were—None.

Absent or not voting:

Messrs. Alford, Baker, Coomes, Curtiss, Hiatt, Lessenger, Manning of Carroll, Manning of Winneshiek, Morse, Mueller, Parkinson, Paul, Rhode, Rickel, Russell, Sherrard, Taylor, Tiffin, Updegraff, Ure, Walker, Warnock, Wells, Wood, and Yoran—25.

So the bill passed and the title was agreed to.

The Speaker submitted a communication from the Auditor of State, which was ordered printed.

On motion of Mr. Hotchkies, the House adjourned until 7:30 o'clock this evening.

EVENING SESSION.

7:30 O'CLOCK, P. M.

House called to order by the Speaker.

Mr. Crooks moved to reconsider the vote by which Senate File No. 325 was lost.

The motion prevailed.

The question being, shall the bill pass?

The yeas were:

Messrs. Ashby, Baker, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Fast, Flick, Gammons, Gardner, Gordon, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Johnson, Knoll, Kopp, Lyman, Lyon, McAllister, Macy, Manning of Winneshiek, Maynard, Morse, O'Brien, Peake, Rhode, Russell, Scott, Seymour, Stephenson, Stone, Terry, Tremain, Updegraff, Walker, Whaley, Williams, Wilson of Kossuth, Wright of Warren, Young, and Mr. Speaker—57.

The nays were:

Messrs. Barrett, Hadley, Jaqua, Kauffman, Nichol, and Tyson—6.

Absent or not voting:

Messrs. Alford, Allen, Curtiss, Elliott, Gay, Gleason, Gray, Holbrook, Israel, Jamison, King, Lessenger, McCartney, Mallory, Manning of Carroll, Miles, Mueller, O'Donnell, Parker, Parkinson, Paul, Perrin, Ratcliff, Rickel, Seaman, Seeley, Sherrard, Taylor, Tiffin, Ure, Warnock, Waterman, Wells, Wilson of Polk, Wood, Wright of Wayne, and Yoran—37.

So the bill passed, and the title was agreed to.

Substitute for House File No. 343, a bill for an act prescribing the mode of settling the accounts of county officers, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Bliedung, Bowdish, Calvin, Carson, Elliott, Gay, Gray, Hamilton, Heron, Holbrook, Jamison, Jaqua, King, Knoll, Kopp, Lyon, McAllister, Mallory, Morse, Nichol, O'Brien, O'Donnell, Russell, Seeley, Stone, Taylor, Terry, Updegraff, Ure, Wilson of Kossuth, and Young—32.

The nays were:

Messrs. Allen, Ashby, Baker, Barrett, Bloom, Bolton, Bradley, Brown, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Fast, Gammons, Gardner, Gleason, Gordon, Hadley, Hallock, Hiatt, Higgins, Hoag, Jaqua, Johnson, Lessenger, Lyman, McCartney, Macy, Manning of Carroll, Manning of Winneshiek, Maynard, Peake, Perrin, Ratcliff, Rhode, Rickel, Scott, Seaman, Seymour, Sherrard, Stephenson, Tremain, Tyson, Waterman, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—56.

Absent or not voting:

Messrs. Flick, Israel, Kauffman, McCartney, Miles, Mueller, Parker, Parkinson, Paul, Tiffin, Warnock, and Wells—12.

So the bill not receiving a constitutional majority, was lost.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House Resolution relative to holding joint convention at 1 o'clock, A. M., March 26, 1878.

A. T. McCARGAR, *Second Asst. Secretary.*

RESOLUTION.

Mr. Yoran had leave to offer the following joint resolution, which was adopted:

WHEREAS, There are now lying in the stone quarries at Anamosa a sufficient amount of stone for the completion of the south gate to the penitentiary grounds; and

WHEREAS, The said stone are now cut and ready to be laid into the

wall, and if allowed to remain in the quarries are liable to have their corners and edges broken; therefore

Resolved, That the Executive Council be hereby authorized to allow the use of \$750.00, or so much as necessary, of the appropriation made for the construction of the prison to be devoted to the purpose of paying freight and purchasing lime for laying said stone into the work for which they have been prepared.

Substitute for House File No. 379, a bill for an act providing for taking the census of the State, was taken up.

On the question, shall the bill pass?

The yeas were:

Messrs. Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Deweese, Doty, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Hiatt, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, King, Kopp, Lessenger, Lyman, Lyon, McAllister, Mallory, Manning of Carroll, Maynard, Miles, Morse, Nichol, O'Brien, Peake, Perrin, Ratcliff, Rhode, Seaman, Seeley, Seymour, Taylor, Terry, Tremain, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—67.

The nays were:

Messrs. Alford, Allen, Baker, Chapman, Curtiss, Duncan, Gray, Higgins, Kauffman, Knoll, Macy, Manning of Winneshiek, Russell, Scott, Sherrard, and Stephenson—16.

Absent or not voting:

Messrs. Bradley, Heron, Israel, McCartney, Mueller, Parker, O'Donnell, Parkinson, Paul, Rickel, Stone, Tiffin, Tyson, Warnock, Waterman, Wells, and Yoran—17.

So the bill passed and the title was agreed to.

Senate File No. 333, a bill for an act for appropriations for the payment of State and Judicial Officers, was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Taylor, Terry, Tremain, Tyson, Updegraff, Ure, Waterman, Whaley, Williams, Wilson of Kossuth, Wood, Wright of Wayne, Yoran, and Young—80.

The nays were:

Mr. Mallory—1

Absent or not voting:

Messrs. Bliedung, Carson, Fast, Gay, McCartney, Manning of Carroll, Mueller, O'Brien, O'Donnell, Paul, Stephenson, Stone, Tiffin, Walker, Warnock, Wilson of Polk, Wright of Warren, Wells, and Mr. Speaker—19.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, without amendment:

House File No. 564, a bill for an act appropriating money for the use of rooms occupied by committees.

A. T. McCARGAR, *First Assistant Secretary*.

House File No. 368, a bill for an act to repeal sections 4048, 4049, 4050, and 4051 of the Code, with Senate amendments, was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, McAllister, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rickel, Seaman, Seeley, Sherrard, Stephenson, Taylor, Terry, Tremain, Tyson, Updegraff, Ure, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—79.

The nays were:

Messrs. Nichol, Rhode, Russell, Seymour, and Williams—5.

Absent or not voting:

Messrs. Gray, Hotchkiss, Israel, Lessenger, Lyman, Lyon, McCartney, Manning of Carroll, Mueller, Parkinson, Scott, Stone, Tiffin, Walker, Warnock, and Wells—16.

So the Senate amendments were concurred in.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 520, a bill for an act to legalize the revised ordinances of the city of Vinton.

House File No. 576, a bill for an act to legalize the official acts of James D. Carson, as justice of the peace.

House File No. 568, a bill for an act to exempt certain railroads from the operation of section 7, of chapter 118, of the laws of the Sixteenth General Assembly.

House File No. 530, a bill for an act for the better security of the revenue, regulating the duties of county treasurers and boards of supervisors in relation to the same, and amending section 912 of the Code.

House File No. 286, a bill for an act amendatory to section 2, chapter 123, of the acts of the Sixteenth General Assembly, relating to town-

ships, and incorporated towns and cities, to aid in the construction of railroads.

Substitute for House File Nos. 271 and 301, a bill for an act apportioning the State into Representative Districts, and declaring the ratio of representation.

House File No. 546, a bill for an act making appropriation to Mills & Co., for supplies furnished to the State.

House File No. 538, a bill for an act appropriating money for paying the salary of Commission of the Anamosa Penitentiary.

ELWOOD MACY, *Chairman.*

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the House amendments to sections 7, 9, and 13, of Senate File No. 253, a bill for an act in relation to revenue, and refuses to concur in the nine additional amendments to the bill.

ED. E. MERRITT, *Second Assistant Secretary.*

Substitute for Senate File No. 22, a bill for an act to authorize cities and townships to regulate the sale of coal oil, was taken up and read first and second time.

Mr. Bloom moved to amend by striking out "150°" wherever it occurs, and inserting "120°" in lieu thereof.

The amendment did not prevail.

Mr. Rickel moved to amend: "If any person shall knowingly sell oil without having the same tested as provided by this act, he shall be liable for all damages caused thereby."

The amendment did not prevail.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bolton, Bowdish, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Curtiss, Duncan, Elliott, Fast, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Manning of Winneshiek, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tremain, Updegraff, Ure, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—74.

The nays were:

Messrs. Baker, Barrett, Bloom, Crooks, Doty, Flick, Kauffman, Mallory, Manning of Carroll, Scott, Seaman, and Williams—12.

Absent or not voting:

Messrs. Bradley, Deweese, Gay, McCartney, Maynard, Mueller, Paul, Stone, Tiffin, Tyson, Walker, Warnock, Waterman, and Wells—14.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill in which the concurrence of the House is asked:

Senate File No. 314, a bill for an act to create a commission to investigate the affairs of the penitentiary at Fort Madison, Iowa, during the administration of S. H. Craig, as warden, and to continue the investigation already commenced by Joint Committee of the Seventeenth General Assembly, and to provide for the compensation of said commission.

A. T. McCARGAR, *First Assistant Secretary.*

Senate File No. 253, a bill for an act in relation to revenue, with Senate amendments, was taken up.

Mr. Hiatt moved that the House refuse to recede from the House amendments, and ask a committee of conference.

The motion prevailed.

The Speaker appointed as said committee, Messrs. Hiatt, Rickel, and Holbrook.

Senate File No. 264, a bill for an act to repeal chapter 156, laws of the Sixteenth General Assembly, was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Crooks, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, O'Brien, Parker, Parkinson, Paul, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tremain, Tyson, Updegraff, Ure, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Young, and Mr. Speaker—74.

The nays were:

Messrs. Chapman, Coomes, McCartney, Miles, Russell, and Wilson of Kossuth—6.

Absent or not voting:

Messrs. Alford, Bloom, Clayton, Curtiss, Deweese, Hiatt, Hoag, Mueller, Nichol, O'Donnell, Peake, Ratcliff, Rickel, Stone, Tiffin, Walker, Warnock, Waterman, Wells, and Yoran—20.

So the bill passed and the title was agreed to.

Mr. Mueller submitted the report from the Committee of Conference on the Soldiers' Orphans' Home, that they had failed to agree.

The Speaker appointed as an additional committee, Messrs. Tremain, Gray, and Wilson, of Polk.

The Speaker appointed Mr. Crooks in lieu of Mr. Holbrook on the Committee of Conference on the revenue bill.

Senate File No. 130, a bill for an act to amend section 4773 of the Code, was taken up.

The question being, shall the bill pass ?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gay, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Perrin, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kosuth, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, Young, and Mr. Speaker—90.

The nays were—None.

Absent or not voting :

Messrs. Deweese, King, Macy, Mueller, Peake, Ratcliff, Stone, Tiffin, Warnock, and Wells—10.

So the bill passed and the title was agreed to.

Senate File No. 332, a bill for an act to provide for the construction and maintenance of fishways, was taken up.

Mr. Hiatt moved to lay the bill on the table.

On this the ayes and nays were demanded.

The yeas were:

Messrs. Barrett, Bliedung, Chapman, Crooks, Deweese, Duncan, Gardner, Gleason, Gordon, Hallock, Hiatt, Higgins, Hoag, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lessenger, Nichol, Parker, Perrin, Scott, Seymour, Stephenson, Terry, Tremain, Tyson, Updegraff, Ure, Williams, Wood, Wright of Warren, and Mr. Speaker—33.

The nays were:

Messrs. Alford, Allen, Ashby, Baker, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Coomes, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gay, Gray, Hadley, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Israel, King, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, O'Brien, Parkinson, Paul, Peake, Ratcliff, Rhode, Rickel, Russell, Seaman, Seeley, Sherrard, Stone, Taylor, Walker, Waterman, Whaley, Wilson of Kosuth, Wilson of Polk, Wright of Wayne, and Young—60.

Absent or not voting:

Messrs. Clayton, Manning of Carroll, O'Donnell, Tiffin, Warnock, Wells, and Yoran—7.

So the motion to lay on the table did not prevail.

The question being, shall the bill pass?

Mr. Updegraff offered the following amendment:

“ Provided, That this act shall not apply to dams on any stream not frequented by valuable fish before any dams were built thereon.”

Mr. Rhodes moved to amend the amendment: *“ Provided, That no expense shall be incurred in stocking streams that were not already stocked with fish.”*

Mr. Ure moved the previous question, which was seconded.

Mr. Rhode's amendment to the amendment was lost.]]

Mr. Updegraff's amendment was lost.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Clayton, Coomes, Curtiss, Doty, Elliott, Fast, Flick, Gammons, Gay, Gordon, Hadley, Heron, Hoag, Holbrook, Hotchkiss, Israel, King, Knoll, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Maynard, Morse, Mueller, Parker, Parkinson, Paul, Peake, Ratcliff, Rhode, Rickel, Russell, Seaman, Seeley, Sherrard, Stone, Taylor, Terry, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Wayne, and Young—59.

The nays were:

Messrs. Baker, Barrett, Bliedung, Bradley, Chapman, Crooks, Gardner, Gleason, Hallock, Hiatt, Higgins, Jamison, Jaqua, Johnson, Kauffman, Kopp, Lessenger, Miles, Nichol, O'Brien, Perrin, Scott, Seymour, Stephenson, Tremain, Tyson, Updegraff, Ure, Williams, Wood, Wright of Warren, Yoran, and Mr. Speaker—33.

Absent or not voting:

Messrs. Duncan, Gray, Hamilton, O'Donnell, Tiffin, Warnock, Wells, and Yoran—8.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled bills respectfully report that they have this day presented to the Governor for his approval the following bills, to-wit:

Senate File No. 136, a bill for an act making appropriations for the Iowa Hospital for the Insane at Mount Pleasant.

Senate File No. 321, a bill for an act for the payment of the State militia for service in preventing anticipated riots in the year 1877.

Senate File No. 293, a bill for an act making appropriations for the additional penitentiary and stone quarry at Anamosa.

Senate File No. 53, a bill for an act to amend section 1241 of the Code, title 10, chapter 4, relating to taking private property for works of internal improvement.

Senate File No. 323, a bill for an act making a special appropriation for the Asylum for Feeble-Minded Children, at Glenwood, Iowa.

Senate File No. 70, a bill for an act to repeal section 1766 of the Code, relating to examination of teachers and issuing certificates, and enacting a substitute therefor.

Senate File No. 1, a bill for an act entitled an act relating to the trial of equitable actions.

Senate File No. 140, a bill for an act making appropriation for the maintenance of the normal school at Cedar Falls, and amending chapter 129 of the acts of the Sixteenth General Assembly.

Senate File No. 152, a bill for an act to legalize the levy of certain bridge taxes by the board of supervisors of Greene county, Iowa.

Senate File No. 184, a bill for an act to prevent trustees and other officers of State institutions from furnishing supplies to or being interested in contracts with such institutions, and to punish the violation of the same.

Senate File No. 240, a bill for an act for the relief of James and O. P. Wickham, contractors for the erection of the west lateral wing of the Deaf and Dumb Asylum at Council Bluffs, and making appropriation therefor.

Senate File No. 47, an act in relation to liens on real estate of judgments in the District and Circuit Courts of the United States.

Senate File No. 283, an act making appropriations for indebtedness incurred in putting in heating apparatus in the Deaf and Dumb Institution at Council Bluffs, and for other deficiencies.

Senate File No. 138, an act to provide for the rebuilding of the institution for the Deaf and Dumb, and to provide for the government of the same, and repeal a portion of section 1685 of the Code.

A Joint Resolution, in relation to the International Prison Congress, at Stockholm, Sweden.

Senate File No. 119, an act to enable the trustees of the Protestant Methodist Church of Iowa City to transfer certain property.

Senate File No. 282, an act making appropriations for the Boys' Reform School at Eldora.

Joint Resolution, authorizing the Governor to accept and receive grants or appropriations from the United States for the purpose of indemnifying settlers on lands in Iowa.

Substitute for Senate File No. 54, an act to provide for the organization of the State Militia, and entitled the Military Code of Iowa, and fixing the salaries of certain officers.

House File No. 450, an act to legalize certain corporate acts of the city of Vinton.

House File No. 570, an act to authorize the Treasurer of State to pay to the several counties the amount of the Swamp Land Indemnity Fund that has been withheld by him and his predecessors in office under the provisions of section 12, chapter 160, of the acts of the Ninth General Assembly.

House File No. 458, an act making appropriations for the improvement of the Penitentiary of the State at Fort Madison.

House File No. 368, an act to repeal sections 4048, 4049, 4050, 4051 of the Code, chapter 69, of the laws of the Fifteenth General Assembly, and chapter 122 of the laws of the Sixteenth General Assembly in relation to the protection of game, etc.

House File No. 576, an act to legalize the official acts of James D. Carson, as justice of the peace.

House File No. 262, an act to enable school districts to issue bonds for the purpose of funding judgment indebtedness now existing.

House File No. 579, an act to legalize the independent school district of Plainfield, Bremer county, Iowa.

Substitute for House File No. 314, an act to provide for the subdivision of independent school districts.

House File No. 252, an act to legalize the official acts of F. D. Lindsey, a justice of the peace in and for Benton county.

Substitute for House File No. 299, an act making appropriations for

the construction of the new capitol building, for the purchase of a lot, and the construction of a sewer therefor.

Also, that they have examined the following bills, and find the same correctly enrolled:

House File No. 458, a bill for an act making appropriations for the improvement of the Penitentiary of the State at Fort Madison.

House File No. 368, a bill for an act to repeal section 4048, 4049, 4050, and 4051 of the Code, chapter 69 of the laws of the Fifteenth General Assembly, and chapter 122, of the laws of the Sixteenth General Assembly, in relation to the protection of game, etc.

House File No. 576, a bill for an act to legalize the official acts of James D. Carson, as justice of the peace.

ELWOOD MACY, *Chairman.*

Mr. Stone moved to reconsider the vote by which the bill (332) was passed, and moved to lay that motion on the table.

The motion prevailed.

Mr. Updegraff moved that a committee of conference be appointed on Senate File No. 34.

The motion prevailed, and the Speaker appointed as said committee, Messrs. Ure, Parker, and O'Donnell.

Senate File No. 328, a bill for an act to provide for the payment of the Fort Madison investigating committee, was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Curtiss, Deweese, Doty, Elliott, Fast, Gammons, Gardner, Gay, Gordon, Gray, Hadley, Hallock, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshie, Maynard, Morse, Nichol, O'Brien, Parker, Parkinson, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Terry, Updegraff, Waterman, Williams, Wilson of Polk, Wood, Wright of Warren, Wright of Wayne, Yoran, and Young—76.

The nays were—None.

Absent or not voting:

Messrs. Baker, Coomes, Duncan, Flick, Gleason, Hamilton, Hoag, Israel, Mallory, Manning of Carroll, Miles, Mueller, O'Donnell, Paul, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Wells, Whaley, Wilson of Kossuth, and Mr. Speaker—24.

So the bill passed and the title was agreed to.

Senate File No. 329, a bill for an act to amend section 1381 of the Code, was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Curtiss, Deweese, Doty, Elliott, Gardner, Gleason, Gordon, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hoag, Holbrook, Jaqua, Johnson, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Man-

ning of Winneshiek, Maynard, Morse, Mueller, Nichol, O'Brien, Paul, Peake, Ratcliff, Rhode, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Terry, Tremain, Updegraff, Williams, Wilson of Polk, Wood, and Young—63.

The nays were:

Messrs. Alford, Crooks, Fast, Gay, Gray, Knoll, Perrin, Waterman, Wright of Warren, Wright of Wayne, Yoran, and Mr. Speaker—12.

Absent or not voting:

Messrs. Coomes, Duncan, Flick, Gammons, Hotchkiss, Israel, Jamison, Kauffman, King, Mallory, Manning of Carroll, Miles, O'Donnell, Parker, Parkinson, Russell, Stone, Tiffin, Tyson, Ure, Walker, Warnock, Wells, Whaley, and Wilson of Kossuth—25.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following concurrent resolution and bill, in which the concurrence of the House is asked:

Resolution relative to instructing the Attorney General in certain cases.

Senate File No. 334, a bill for an act to confer certain powers upon any Home for the Friendless, incorporated under the laws of Iowa, in relation to the control and disposition of minor children who become inmates thereof.

Also, substitute for House File No. 26, a bill for an act to repeal section 2272, chapter 5, title 15, of the Code, in relation to the guardianship of drunkards, spendthrifts and lunatics, and to enact a substitute therefor, with amendments, as noted in the bill.

Also, the following bills, without amendment:

House File No. 577, a bill for an act providing for the employment of one guard for every eight prisoners at the Anamosa Penitentiary.

House File No. 207, a bill for an act to amend chapter 125, acts of the Sixteenth General Assembly relating to the bonding of county indebtedness.

A. T. MCCARGAR, *First Assistant Secretary.*

Senate File No. 324, a bill for an act making appropriation to meet the deficiencies of the State Reform School at Eldora, was taken up.

Mr. Bliedung, moved to lay the bill on the table.

On this, the yeas and nays were demanded:

The yeas were:

Messrs. Baker, Bliedung, Bradley, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Hamilton, Higgins, Hotchkiss, Knoll, Kopp, Lessenger, Macy, Mallory, Manning of Carroll, Manning of Winneshiek, Parkinson, Ratcliff, Rickel, Seeley, Sherrard, Stephenson, Terry, Tyson, Updegraff, Ure, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, and Yoran—37.

The nays were:

Messrs. Alford, Allen, Barrett, Bloom, Brown, Calvin, Carson, Chapman, Clayton, Curtiss, Flick, Gordon, Gray, Heron, Holbrook, Jamison,

Jaqua, Johnson, Kauffman, King, Lyman, Lyon, McAllister, McCartney, Maynard, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Rhode, Russell, Scott, Seaman, Seymour, Stone, Taylor, Tremain, Walker, Whaley, Wilson of Kossuth, Wood, and Young—46.

Absent or not voting:

Messrs. Ashby, Bolton, Bowdish, Coomes, Gammons, Gay, Gleason, Hiatt, Hoag, Israel, Miles, Parker, Tiffin, Warnock, Waterman, Wells, and Mr. Speaker—17.

So the motion to lay on the table did not prevail.

Mr. King moved to amend as follows: Add to the end of section 2, "Provided that none of this deficiency shall be paid except on the presentation of properly attested vouchers to the executive council, and their approval of the same; and, provided further, that no claim shall be paid that was contracted without authority of law."

Mr. Holbrook moved the previous question.

The call for the previous question was seconded.

The amendment offered by Mr. King was adopted.

On the question, shall the bill be ordered engrossed for a third reading?

The yeas were:

Messrs. Alford, Allen, Baker, Barrett, Bloom, Bolton, Brown, Calvin, Carson, Clayton, Curtiss, Flick, Gammons, Gordon, Gray, Heron, Hiatt, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Lyon, McAllister, McCartney, Macy, Manning of Carroll, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Scott, Seeley, Stone, Taylor, Terry, Tremain, Walker, Whaley, Wilson of Kossuth, Wood, Young, and Mr. Speaker—48.

The nays were:

Messrs. Bliedung, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Hamilton, Higgins, Hotchkiss, Israel, Knoll, Kopp, Lessenger, Mallory, Rickel, Russell, Seymour, Sherrard, Stephenson, Tyson, Updegraff, Ure, Williams, Wilson of Polk, Wright of Warren, and Wright of Wayne—30.

Absent or not voting:

Messrs. Ashby, Bowdish, Bradley, Chapman, Coomes, Gay, Gleason, Hoag, Lyman, Manning of Winneshiek, Maynard, Miles, Parker, Parkinson, Ratcliff, Rhode, Seaman, Tiffin, Warnock, Waterman, Wells, and Yoran—22.

So the bill was ordered engrossed.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bloom, Bolton, Brown, Calvin, Carson, Clayton, Curtiss, Flick, Gammons, Gordon, Gray, Heron, Holbrook, Jamison, Jaqua, Johnson, Kauffman, King, Lyman, Lyon, McAllister, McCartney, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Paul, Peake, Perrin, Rhode, Scott, Seeley, Stone, Taylor, Terry, Tremain, Walker, Whaley, Wilson of Kossuth, Wood, Young, and Mr. Speaker—48.

The nays were:

Messrs. Bliedung, Chapman, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Gardner, Hadley, Hallock, Hamilton, Higgins, Hotchkiss, Israel, Knoll, Kopp, Lessenger, Mallory, Manning of Carroll, Park-

inson, Ratcliff, Rickel, Russell, Sherrard, Stephenson, Tyson, Updegraff, Ure, Williams, Wilson of Polk, Wright of Warren, Wright of Wayne, and Yoran—35.

Absent or not voting:

Messrs. Ashby, Baker, Bowdish, Bradley, Gay, Gleason, Hiatt, Hoag, Macy, Manning of Winneshiek, Parker, Seaman, Seymour, Tiffin, Warnock, Waterman, and Wells—17.

So the bill not receiving a constitutional majority failed to pass the House.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has appointed on the part of the Senate, Senators Larrabee, Hemenway, and Stoneman, as a second Committee of Conference on the disagreeing votes of the two houses on Senate File No. 253, a bill for an act in relation to revenue.

Also, that the Senate has passed without amendment:

House File No. 584, a bill for an act to cede to the United States exclusive jurisdiction over the Rock Island Arsenal Bridge across the Mississippi river at Davenport, Iowa.

Substitute for House File No. 169, a bill for an act to authorize cities of the first class to provide for the construction of sewers, additional to Code, chapter 10, title 4, concerning cities and incorporated towns.

Also, that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 335, a bill for an act to amend chapter 125, laws of the Seventeenth General Assembly, and provide for the publication of an act entitled an act, "The Military Code of Iowa."

ED. E. MERRITT, *Second Assistant Secretary.*

Joint Resolution in relation to bringing suit against Martin Heisey and Seth H. Craig, was adopted.

The following report was received from the Committee of Conference:

REPORT OF COMMITTEE OF CONFERENCE.

Your Committee of Conference on the disagreement between the two houses on Senate File No. 136, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

That the House amendment be amended as follows: Strike out lines "5 and 9" of section 1, and insert in lieu thereof, line 5: "For water pipes, one thousand dollars (\$1,000;)" line 9, "for reconstruction of rear center and mangle, ten thousand dollars (\$10,000,)" and that when so amended the Senate concur.

M. A. McCoid,

GEO. T. V. RIGHT,

JOHN T. STONEMAN,

Committee on part of the Senate.

W. M. STONE,

JOHN CALVIN,

N. B. HOLBROOK,

Committee on part of the House.

On the adoption of the report, the yeas and nays were had with the following result:

The yeas were:

Messrs. Allen, Barrett, Bolton, Brown, Calvin, Carson, Clayton, De-weese, Doty, Flick, Holbrook, Jamison, Johnson, Kauffman, King, Lyman, Lyon, McAllister, Macy, Miles, Morse, O'Brien, O'Donnell, Peake, Perrin, Ratcliff, Russell, Scott, Seeley, Seymour, Stone, Taylor, Terry, Tremain, Whaley, Wilson of Kossuth, Wood, Yoran, and Mr. Speaker—39.

The nays were:

Messrs. Alford, Ashby, Bliedung, Chapman, Coomes, Crooks, Elliott, Fast, Gammons, Gardner, Gordon, Gray, Hadley, Hallock, Hamilton, Higgins, Hoag, Hotchkiss, Jaqua, Knoll, Kopp, Lessenger, McCartney, Manning of Carroll, Nichol, Parkinson, Rhode, Rickel, Seaman, Sherrard, Stephenson, Taylor, Walker, Williams, Wilson of Polk, Wright of Wayne and Young—37.

Absent or not voting:

Messrs. Baker, Bloom, Bowdish, Bradley, Curtiss, Duncan, Gay, Gleason, Heron, Hiatt, Israel, Mallory, Manning of Winneshiek, Maynard, Mueller, Parker, Paul, Tyson, Updegraff, Ure, Warnock, Waterman, Wells and Wright of Warren—24.

So the resolution of the committee was not agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 577, a bill for an act providing for the employment of one guard for every eight prisoners at the Anamosa Penitentiary.

House File No. 207, a bill for an act to amend chapter 125, acts of the Sixteenth General Assembly, relating to the bonding of county indebtedness.

House File No. 564, a bill for an act appropriating money for the use of rooms occupied by the committees.

ELWOOD MACY, *Chairman*.

Senate File No. 334, a bill for an act to confer certain powers upon any home for the friendless, etc., was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Flick, Gammons, Gardner, Gordon, Gray, Hadley, Hamilton, Holbrook, Hotchkiss, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, McAllister, McCartney, Mallory, Manning of Carroll, Miles, Morse, Mueller, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Rhode, Scott, Seaman, Seeley, Seymour, Stone, Taylor, Tremain, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, and Mr. Speaker—60.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Independence Hospital for the Insane, Lewis H. Smith having received a majority of all the votes cast for said office, was declared duly elected member of such board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Institution for the Deaf and Dumb, John H. Stubenrauch having received a majority of all the votes cast for said office, was declared duly elected member of said board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate. }

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day, of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees, of the Institution for the Deaf and Dumb, Alfred Hebard having received a majority of all the votes cast for said office, was declared duly elected member of said board for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees for the Institution for the Deaf and Dumb, Fred. Teale having received a majority of all the votes cast for said office, was declared duly elected member of said Board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of the Senate.

JNO. Y. STONE,
Speaker of the House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of the Senate.

EDWARD TAYLOR,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Asylum for Feeble-Minded, D. M. Baker having received a majority of all the votes cast for said office, was declared duly elected a member of such Board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JNO. Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Asylum for Feeble-Minded, J. M. Hiatt having received a majority of all the votes cast for said office, was declared duly elected member of such Board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JNO. Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Asylum for the Feeble-Minded, E. R. S. Woodrow having received a majority of all the votes cast for said office, was declared duly elected a member of said board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees for the College for the Blind, Milton H. Westbrook having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of four years from and after the expiration of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the College for the Blind, George Morehouse having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST :

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the College for the Blind, Jacob Springer having received a majority of all the votes cast for said office, was declared duly elected member of such board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

TRUSTEES FOR THE IOWA AGRICULTURAL COLLEGE.

For Full Term—H. G. Little, J. N. Dixon, and Wm. McClintock.
To fill out Unexpired Term to which Wm. Blain was Elected—
 George H. Wright.

TRUSTEES FOR THE IOWA HOSPITAL FOR THE INSANE AT MT. PLEASANT.

For Full Term—Timothy Whiting, Mrs. S. P. Rider, and L. E. Telland.
To fill out Unexpired Term to which C. E. Whiting was Elected
 —D. D. Davison.

TRUSTEES FOR THE IOWA COLLEGE FOR THE BLIND.

Jacob Springer, George Morehouse, and Milton H. Westbrook.

TRUSTEES FOR ASYLUM FOR FEEBLE-MINDED CHILDREN AT GLENWOOD.

E. R. S. Woodrow, J. M. Hiatt, and D. M. Baker.

TRUSTEES FOR ASYLUM FOR DEAF AND DUMB.

Alfred Hebard, Fred. Teale, and John H. Stubenrauch.

TRUSTEES FOR THE HOSPITAL FOR THE INSANE AT INDEPENDENCE.

Lewis H. Smith, and Davider Hammer.

TRUSTEES FOR THE NORMAL SCHOOL AT CEDAR FALLS.

L. D. Lewellen, and N. W. Boyes.

TRUSTEES FOR ORPHANS' HOME AT DAVENPORT.

C. C. Horton, S. P. Bryant, and John P. Irish.

TRUSTEES FOR REFORM SCHOOL AT ELDORA.

Thos. E. Corkhill.

Mr. King moved that the persons named in the resolution be elected.
 On this question the yeas and nays were demanded.

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Clayton, Coomes, Crooks, Curtiss, Dashiell, Deweese, Duncan, Dwelle, Fast, Flick, Ford, Foster, Gammons, Gardner, Gillmore, Gleason, Graham, Hadley, Haines, Hallock, Harmon, Hartshorn, Hemenway, Heron, Hiatt, Higgins, Holbrook, Jaqua, Johnson of Winneshiek, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McCartney, McCoid, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Mueller, Nichol of Mahaska, O'Brien, Paul, Perrin, Ratcliff, Rhode, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone of Marion, Stone of Mills, Taylor, Terry, Updegraff, Ure, Walker, Whaley Williams, Wood, Woolson, Wright of Pottawattamie, Wright of Warren, Wright of Wayne, Yoran, and Young of Clinton—83

Which resulted in their election.

The following certificates were signed in the presence of the Joint Convention :

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Iowa Reform School, Thomas E. Corkhill having received a majority of all the votes cast for said office, was declared duly elected member of such board for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of the Senate.

JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST :

H. C. HEMENWAY,
Teller of the Senate.

EDWARD TAYLOR,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Directors of the State Normal School, N. W. Boyes having received a majority of all the votes cast for said office, was declared duly elected member of such board for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of the Senate.

JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST :

H. C. HEMENWAY,
Teller of the Senate.

EDWARD TAYLOR,
Teller of the House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 26th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the State Normal School, L. D. Lewellen having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Independence Hospital for the Insane, David Hammer having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Independence Hospital for the Insane, Lewis H. Smith having received a majority of all the votes cast for said office, was declared duly elected member of such board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Institution for the Deaf and Dumb, John H. Stubenrauch having received a majority of all the votes cast for said office, was declared duly elected member of said board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate. }

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day, of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees, of the Institution for the Deaf and Dumb, Alfred Hebard having received a majority of all the votes cast for said office, was declared duly elected member of said board for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.
JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.
EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees for the Institution for the Deaf and Dumb, Fred. Teale having received a majority of all the votes cast for said office, was declared duly elected member of said Board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of the Senate.
JNO. Y. STONE,
Speaker of the House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of the Senate.
EDWARD TAYLOR,
Teller of the House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Asylum for Feeble-Minded, D. M. Baker having received a majority of all the votes cast for said office, was declared duly elected a member of such Board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JNO. Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Asylum for Feeble-Minded, J. M. Hiatt having received a majority of all the votes cast for said office, was declared duly elected member of such Board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JNO. Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878.

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Asylum for the Feeble-Minded, E. R. S. Woodrow having received a majority of all the votes cast for said office, was declared duly elected a member of said board for the term of two years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878.

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees for the College for the Blind, Milton H. Westbrook having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of four years from and after the expiration of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the College for the Blind, George Morehouse having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST :

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the College for the Blind, Jacob Springer having received a majority of all the votes cast for said office, was declared duly elected member of such board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Hospital for the Insane at Mt. Pleasant, L. E. Fellows having received a majority of all the votes cast for said office, was declared duly elected member of said board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees for the Hospital for the Insane at Mt. Pleasant, Mrs. S. P. Rider having received a majority of all the votes cast for said office, was declared duly elected member of said board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JNO. Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives,

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Hospital for the Insane at Mount Pleasant, D. D. Davison having received a majority of all the votes cast for said office, was declared duly elected a member of said Board for the unexpired term to which C. E. Whiting was elected.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JOHN S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Hospital for the Insane at Mount Pleasant, Timothy Whiting having received a majority of all the votes cast for said office, was declared duly elected a member of said board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JOHN S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Agricultural College, George H. Wright having received a majority of all the votes cast for said office, was declared duly elected a member of such Board for the unexpired term to which Wm. Blain was elected.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JOHN S. WOOLSON,
President, pro tem., of the Senate.
JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.
EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a Trustee of the Agricultural College, Wm. McClintock having received a majority of all the votes cast for said office, was declared duly elected Trustee of the Agricultural College for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JOHN S. WOOLSON,
President, pro tem., of Senate.
JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.
EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Agricultural College, J. N. Dixon having received a majority of all the votes cast for said office, was declared duly elected member of such Board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JOHN S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Trustees of the Agricultural College, H. G. Little having received a majority of all the votes cast for said office, was declared duly elected a member of such Board for the term of four years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JNO. Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two Houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Regents of the Iowa State University, A. T. Reeve having received a majority of all the votes cast for said office was declared duly elected a member of such Board, for the unexpired term of Austin Adams.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JNO. Y. STONE,
Speaker of House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Regents of the Iowa State University, H. C. Bulis having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of Senate.

JOHN Y. STONE,
Speaker of House of Representatives.

ATTEST :

H. C. HEMENWAY,
Teller of Senate.

EDWARD TAYLOR,
Teller of House of Representatives.

HALL OF HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 25, 1878. }

This is to certify, that at an election by the two houses of the General Assembly of the State of Iowa, in Joint Convention, on Monday, the 25th day of March, A. D., 1878, for the purpose of electing a member of the Board of Regents of the Iowa State University, John F. Duncombe having received a majority of all the votes cast for said office, was declared duly elected a member of such board for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the Joint Convention, this 25th day of March, A. D., 1878.

JNO. S. WOOLSON,
President, pro tem., of the Senate.

JOHN Y. STONE,
Speaker of the House of Representatives.

ATTEST:

H. C. HEMENWAY,
Teller of the Senate.

EDWARD TAYLOR,
Teller of the House of Representatives.

On motion of Mr. Stone, the Joint Convention dissolved.

House called to order by the Speaker.

Mr. Stone moved a call of the House. It was not seconded.

Mr. Bolton moved to adjourn until 8:30 to-morrow morning.

The motion prevailed.

HALL OF THE HOUSE OF REPRESENTATIVES, }
DES MOINES, IOWA, March 26, 1878. }

House met pursuant to adjournment, Speaker in the chair.

Prayer by Rev. Brown.

Pending the reading of the journal of yesterday, on motion of Mr. Hamilton, the further reading was dispensed with.

Senate File No. 93, a bill for an act to amend chapter 123 of the laws of the Sixteenth General Assembly, was taken up.

Read first and second time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Crooks, Deweese, Doty, Fast, Gammons, Gardner, Gleason, Hadley, Higgins, Hoag, Hotchkiss, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Macy, Mallory, Manning of Winneshiek, Maynard,

Morse, Mueller, Nichol, O'Brien, Parker, Peake, Perrin, Ratcliff, Rickel, Scott, Seaman, Seeley, Seymour, Sherrard, Taylor, Tremain, Tyson, Updegraff, Ure, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, and Mr. Speaker—64.

The nays were:

Mr. Williams—1.

Absent or not voting:

Messrs. Baker, Bloom, Crooks, Curtiss, Duncan, Elliott, Flick, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Holbrook, Israel, Kauffman, Lyon, McCartney, Manning of Carroll, Miles, O'Donnell, Parkinson, Paul, Rhode, Russell, Stephenson, Stone, Terry, Tiffin, Walker, Warnock, Waterman, Wells, Wright of Wayne, and Young—35.

So the bill passed and the title was agreed to.

Substitute for Senate File No. 115, a bill for an act to amend section 6, chapter 116, laws of the Sixteenth General Assembly, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Deweese, Doty, Duncan, Fast, Gammons, Gardner, Gleason, Hadley, Higgins, Hotchkiss, Israel, Jamison, Jaqua, Johnson, King, Knoll, Kopp, Lessenger, Lyman, McAllister, Macy, Manning of Winneshiek, Maynard, Morse, Mueller, Parker, Peake, Perrin, Ratcliff, Rickel, Seaman, Seymour, Sherrard, Taylor, Tremain, Updegraff, Whaley, Wilson of Polk, Wood, Wright of Warren, and Mr. Speaker—53.

The nays were:

Messrs. Mallory, Nichol, O'Brien, Scott, Ure, and Young—7.

Absent or not voting:

Messrs. Baker, Bloom, Bowdish, Clayton, Coomes, Crooks, Curtiss, Elliott, Flick, Gay, Gordon, Gray, Hallock, Hamilton, Heron, Hiatt, Hoag, Holbrook, Kauffman, Lyon, McCartney, Manning of Carroll, Miles, O'Donnell, Parkinson, Paul, Rhode, Russell, Seeley, Stephenson, Stone, Terry, Tiffin, Tyson, Walker, Warnock, Waterman, Wells, Williams, Wilson of Kossuth, Wright of Wayne, and Yoran—40.

So the bill passed and the title was agreed to.

Mr. Jamison had leave to introduce House File No. 587, a bill for an act in relation to abolishing supervisors districts in certain cases, which was read a first and second time.

Mr. Wood moved to amend by inserting one half in lieu of one quarter.

The amendment was adopted.

The bill was ordered engrossed for a third reading.

Mr. Updegraff moved that the rule be suspended and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Barrett, Bliedung, Brown, Chapman, Clayton, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gleason, Hadley, Hallock, Hamilton, Hiatt, Higgins, Holbrook, Hotchkiss, Israel,

Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Lessenger, Lyman, McAllister, Mallory, Morse, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Ratcliff, Russell, Scott, Seeley, Seymour, Sherrard, Taylor, Tiffin, Updegraff, Ure, Waterman, Wilson of Polk, Wright of Warren, Young, and Mr. Speaker—57.

The nays were:

Messrs. Alford, Baker, Calvin, Curtiss, Hoag, Lyman, Macy, Maynard, Miles, Perrin, Williams, Wood, and Yoran—12.

Absent or not voting:

Messrs. Bloom, Bolton, Bowdish, Carson, Gammons, Gardner, Gay, Gordon, Gray, Heron, Kopp, Lyon, McCartney, Manning of Carroll, Manning of Winneshiek, Mueller, Parkinson, Rhode, Rickel, Seaman, Stephenson, Stone, Terry, Tremain, Tyson, Walker, Warnock, Wells, Whaley, Wilson of Kossuth, and Wright of Wayne—31.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled bills respectfully report that they have this day presented to the Governor for his approval:

Senate File No. 240, a bill for an act for the relief of James and O. P. Wickham, contractors for the erection of the west lateral wing of the Deaf and Dumb Asylum at Council Bluffs, and making appropriations therefor.

House File No. 564, a bill for an act appropriating money for the use of rooms occupied by committees.

House File No. 538, a bill for an act appropriating money for paying the salary of the Commission of the Anamosa penitentiary.

House File No. 584, an act to cede to the United States exclusive jurisdiction over the Rock Island Arsenal Bridge, across the Mississippi river at Davenport, Iowa.

House File No. 169, an act to authorize cities of the first class to provide for the construction of sewers: additional to the Code, chapter 10, title 4, concerning cities and incorporated towns.

House File No. 411, a bill for an act to legalize the acknowledgments of deeds by deputy clerks of courts, county auditors and deputy county auditors.

House File No. 520, a bill for an act to legalize the revised ordinances of the city of Vinton.

House File No. 576, a bill for an act to legalize the official acts of James D. Carson, as justice of the peace.

House File No. 568, a bill for an act to exempt certain railroads from the operation of section 7, of chapter 118, of the laws of the Sixteenth General Assembly.

ELWOOD MACY, *Chairman.*

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill without amendment:

House File No. 581, a bill for an act to amend section 4374 of the Code of 1873.

Also, that the Senate has appointed as another Committee of Conference on the disagreeing votes of the two houses on Senate File No. 136, Senators Rumple, Lewellen, and Bronson.

Also, that the Senate has appointed as a Committee of Conference on the disagreeing vote of the two houses on substitute for Senate File No. 278, Senators Wright, Hebard, and Wilson.

Also, that the Senate concurs in House amendments to Senate File No. 281, a bill for an act making appropriations for the College for the Blind.

A. T. McCARGAR, *First Assistant Secretary.*

Senate File No. 19, a bill for an act in relation to evidence in criminal actions, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Coomes, Crooks, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hadley, Higgins, Hoag, Holbrook, Hotchkiss, Jaqua, Johnson, Kauffman, King, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—77.

The nays were:

Messrs. Hallock, and Knoll—2.

Absent or not voting:

Messrs. Chapman, Clayton, Curtiss, Gay, Gordon, Hamilton, Heron, Hiatt, Israel, Jamison, Manning of Carroll, Manning of Winneshiek, Maynard, Miles, Rickel, Stone, Terry, Tiffin, Warnock, Wells, and Wright of Wayne—21.

So the bill passed, and the title was agreed to.

Senate File No. 63, a bill for an act to amend section 240, chapter 10, title 3 of the Code, was taken up.

The question being, shall the bill pass?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gleason, Gray, Hadley, Hallock, Higgins, Hoag, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyon, McAllister, McCartney, Macy, Mallory, Miles, Morse, Mueller, Nichol,

O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Alford, Bowdish, Clayton, Gay, Gordon, Hamilton, Heron, Hiatt, Israel, Lyman, Manning of Carroll, Manning of Winneshiek, Maynard, Rickel, Stone, Terry, Walker, Warnock, Wells, and Wright of Wayne—20.

So the bill passed and the title was agreed to.

REPORT OF COMMITTEE OF CONFERENCE.

The following report was submitted from the Committee of Conference on Senate File No. 278:

Your Committee of Conference on the disagreement between the two Houses on substitute for Senate File No. 278, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

Strike out of line 5, in section 1, "\$5,000," and insert "\$2,500."

Strike out of section 1, line 6, "3,200," and insert "2,000."

Strike out of section 1, line 9, "1,000," and insert "500."

GEO. F. WRIGHT,

ALFRED HEBARD,

WM. WILSON,

Committee on part of the Senate.

J. M. PARKER,

B. PARKINSON,

GEO. PAUL,

Committee on part of the House.

On the question, shall the House concur in the report, the result was as follows:

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Deweese, Doty, Elliott, Gammons, Gardner, Gleason, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, Macy, Mallory, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young and Mr. Speaker—78.

The nays were:

Messrs. Fast, Flick, McCartney, and Rickel—4.

Absent or not voting:

Messrs. Allen, Clayton, Curtiss, Duncan, Gay, Gordon, Hoag, Israel,

Manning of Carroll, Manning of Winneshiek, O'Donnell, Stone, Terry, Warnock, Waterman, Wells, Williams, and Wright of Wayne—18.

So the report of the Conference Committee was concurred in.

Substitute for Senate File No. 213, a bill for an act to amend section 1428 of the Code, was taken up and read a third time.

On the question, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Barrett, Bliedung, Bloom, Brown, Calvin, Carson, Coomes, Crooks, Curtiss, Deweese, Doty, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Higgins, Hoag, Israel, Jamison, Jaqua, Johnson, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, Nichol, O'Brien, O'Donnell, Parker, Paul, Peake, Perrin, Ratcliff, Rhode, Russell, Scott, Seaman, Seeley, Seymour, Stephenson, Taylor, Tiffin, Tremain, Tyson, Updegraff, Ure, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Young, and Mr. Speaker—73.

The nays were:

Messrs. Bradley, Chapman, Elliott, Fast, Hiatt, Hotchkiss, Mallory, Williams, and Yoran—9.

Absent or not voting:

• Messrs. Ashby, Baker, Bolton, Bowdish, Clayton, Duncan, Flick, Gay, Holbrook, Manning of Carroll, Parkinson, Rickel, Sherrard, Stone, Terry, Warnock, Wells, and Wright of Wayne—18.

So the bill passed and the title was agreed to.

The following reports were received from the Committee of Conference on Senate File No. 253 and substitute for House File No. 296:

REPORT OF COMMITTEE OF CONFERENCE.

Your Committee of Conference on the disagreement between the two Houses on Senate File No. 253, beg leave to report that they have met, and after a full and frank conference beg leave to report the following: That they cannot agree, and ask to be discharged from further service.

W. LARRABEE,
JOHN T. STONEMAN,
H. C. HEMENWAY,
On part of the Senate.
J. C. HIATT,
H. RICKEL,
G. W. CROOKS,
On part of the House.

REPORT OF COMMITTEE OF CONFERENCE.

Your Committee of Conference on the disagreement between the two houses on substitute for House File No. 296, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

Strike out of the title of the bill the words and figures "and to repeal sections 1, 2 and 3, of chapter 94, acts of the Sixteenth General Assembly, and provide a substitute therefor," and strike out section 2 of the bill, and recommend that when the bill is so amended that it be agreed to.

L. YOUNG,
M. M. HAM,
WM. GRAHAM,

Committee on part of the Senate.

F. A. J. GRAY,
I. H. TREMAIN,

Committee on part of the House.

Mr. Alford moved a third Committee of Conference on House File No. 296.

Mr. Ure moved that the House recede from its amendments.

Mr. Ure's motion did not prevail.

Mr. Alford's motion prevailed.

Leave was granted Mr. Holbrook to introduce House File No. 588, a bill for an act to amend section 835 of the Code.

Read first time.

Mr. Duncan moved that the bill be rejected.

The Speaker announced the following as the Committee of Conference on Senate File No. 253, Messrs. Nichol, Hoag, and O'Donnell.

On the question, shall the bill (House File No. 588,) be rejected? the yeas and nays were demanded.

The yeas were:

Messrs. Ashby, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Gardner, Gleason, Gordon, Hadley, Hallock, Hiatt, Higgins, Hotchkiss, Israel, Jamison, Jaqua, Kauffman, King, Kopp, Lessenger, Lyon, McCartney, Macy, Mallory, Manning of Winneshiek, Morse, O'Brien, Parker, Peake, Ratcliff, Rhode, Rickel, Russell, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tyson, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Yoran, Young, and Mr. Speaker—60.

The nays were:

Messrs. Alford, Allen, Barrett, Bloom, Bowdish, Bradley, Flick, Gammons, Heron, Holbrook, Knoll, Lyman, Maynard, Paul, Perrin, Scott, Tremain, Updegraff, Waterman, and Wood—20.

Absent or not voting:

Messrs. Baker, Bliedung, Bolton, Clayton, Gay, Gray, Hamilton, Hoag, Johnson, McAllister, Manning of Carroll, Miles, Mueller, Nichol, O'Donnell, Parkinson, Terry, Warnock, Wells, and Wright of Wayne—20.

So the bill was rejected.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the report of the Conference Committee on the disagreeing vote of the two Houses on substitute for House File No. 296.

Also, in the report of the Committee of Conference on substitute for Senate File No. 278, a bill for an act to provide for the maintenance of the Asylum for Feeble-Minded Children at Glenwood, Iowa, and to direct the sale of certain property.

Also, that the Senate has appointed as a new Conference Committee on the part of the Senate, on the disagreeing vote of the two Houses on Senate File No. 253, a bill for an act in relation to revenue, Senators Larrabee, Kimball, and Maginnis.

A. T. McCARGAR, *First Assistant Secretary.*

RESOLUTION.

Mr. Hotchkiss offered the following resolution, which was adopted:

Resolved, That the thanks of the House of Representatives of the Seventeenth General Assembly are hereby tendered to the reporters of the various papers represented in this House during this session.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Senate File No. 325, an act to meet the requirements of an act entitled the "Military Code of Iowa," which are not otherwise provided for, and to provide for the payments of transportation of arms, ammunition and ordnance stores used by the Iowa National Guard, from the State Arsenal to the various regimental and company headquarters.

Senate File No. 333, an act making appropriations for the payment of State and judicial officers, and certain expenses of the General Assembly.

Senate File No. 316, an act to legalize the acts of Wm. R. Daniels, a notary public of Hamilton county.

Senate File No. 53, an act to amend section 1241 of the Code, title 10, chapter 4, relating to taking private property for works of internal improvement.

Senate File No. 271, a bill for an act to protect the State property known as Capitol Square and Governor's Square, in Des Moines, Iowa.

Senate File No. 34, a bill for an act to amend chapter 47, laws of the Sixteenth General Assembly, in relation to empowering cities to extend their corporate limits; additional to Code, chapter 10, title 4, of cities and incorporated towns.

Senate File No. 281, an act making appropriations for the College for the Blind.

Senate File No. 334, an act to confer certain powers upon any home for the friendless incorporated under the laws of Iowa, in relation to the control and disposition of minor children who become inmates thereof.

House File No. 530, a bill for an act entitled an act for the better security of the revenue, regulating the duties of county treasurers and boards of supervisors in relation to the same, and amending section 912 of the Code.

House File No. 286, a bill for an act amendatory to section 2, chapter 123, of the acts of the Sixteenth General Assembly, relating to townships and incorporated towns and cities, to aid in the construction of railroads.

Substitute for House Files Nos. 271 and 301, a bill for an act apportioning the State into representative districts, and declaring the ratio of representation.

House File No. 546, a bill for an act making appropriation to Mills & Co., for supplies furnished the State.

Senate File No. 285, an act amendatory to section 4773 of the Code, relating to the furnishing of supplies for the penitentiaries.

Senate File No. 328, an act making an appropriation for the payment of the expenses of the commission appointed by the Seventeenth General Assembly for the investigation of the affairs of the Penitentiary at Fort Madison, as managed by the late warden, Seth H. Craig.

Senate File No. 22, an act to authorize cities, towns, and townships to regulate the sale of coal oil.

Senate File No. 329, an act to amend section 1381 of the Code, providing for the payment of the tuition of pauper children.

Senate File No. 264, an act to repeal chapter 156 of the laws of the Sixteenth General Assembly and to enact a substitute therefor.

Senate File No. 332, an act to provide for the construction and maintenance of fish-ways to enable fish to pass over dams across the rivers and streams of the State of Iowa.

ELWOOD MACY, *Chairman.*

REPORT OF COMMITTEE OF CONFERENCE.

Mr. Bleidung, from the Committee of Conference on Senate File No. 136, submitted the following report:

Your Committee of Conference on the disagreement between the two houses on Senate File No. 136, beg leave to report that they have met, and after a full and frank conference beg leave to report the following:

Recommending that the House recede from its amendment for \$750 for water-pipes. That the Senate agrees to House amendment, striking out appropriation for addition to heating apparatus, \$1,200. Also, the Senate agrees to House amendment, striking out \$500 for improvement of grounds and new fences. The committee recommend for new kitchen furniture \$1,000 instead of \$1,200; and recommend that the Senate agree to House amendment for contingencies the sum of \$1,500 instead of \$2,000, and that the House amendment for \$1,500, for fitting up the laboratory, be agreed to by the Senate.

A. BLEIDUNG,
J. D. M. HAMILTON,
G. A. MORSE,
Committee.

On the question, shall the report of the committee be concurred in?

The yeas were:

Messrs. Allen, Ashby, Baker, Barrett, Bliedung, Bloom, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Duncan, Elliott, Fast, Flick, Gammons, Gardner, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Jamison, Jaqua, Kauffman, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, Morse, Mueller, O'Brien, Parkinson, Peake, Perrin, Ratcliff, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Waterman, Whaley, Wilson of Kossuth, Wilson of Polk, Wright of Warren, Yoran, Young, and Mr. Speaker—73.

The nays were:

Mr. Rickel—1.

Absent or not voting:

Messrs. Alford, Bolton, Clayton, Doty, Gay, Gleason, Gordon, Hoag, Hotchkiss, Israel, Johnson, McAllister, Mallory, Manning of Carroll, Nichol, O'Donnell, Parker, Paul, Rhode, Terry, Updegraff, Warnock, Wells, Williams, Wood, and Wright of Wayne—26.

So the report was concurred in.

On the report of the Committee of Conference on House File No. 296, the following was the result:

The yeas were:

Messrs. Alford, Ashby, Baker, Barrett, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Carson, Chapman, Coomes, Crooks, Flick, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Heron, Holbrook, Hotchkiss, Israel, King, Knoll, Kopp, Lyman, Lyon, McAllister, McCartney, Macy, Mallory, Maynard, Miles, Mueller, O'Brien, Parker, Parkinson, Paul, Perrin, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stephenson, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Waterman, Whaley, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—63.

The nays were:

Messrs. Deweese, Duncan, Elliott, Fast, Higgins, and Rickel—6.

Absent or not voting:

Messrs. Allen, Calvin, Clayton, Curtiss, Doty, Gay, Hallock, Hamilton, Hiatt, Hoag, Jamison, Jaqua, Johnson, Kauffman, Lessenger, Manning of Carroll, Manning of Winneshiek, Morse, Nichol, O'Donnell, Peake, Ratcliff, Rhode, Terry, Updegraff, Warnock, Wells, Williams, Wilson of Kossuth, Wilson of Polk, and Wright of Wayne—31.

So the report of the Conference Committee was concurred in.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the Committee of Conference, upon the disagreeing votes of the two Houses on Senate File No. 136.

A. T. McCARGAR, *First Asst. Secretary.*

Leave was granted Mr. Carson to introduce House File No. 589, a

bill for an act to legalize the acts of the city of Council Bluffs, Iowa.

Read first and second time.

Mr. Carson moved that the rule be suspended, and the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Baker, Barrett, Bliedung, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Coomes, Crooks, Curtiss, Deweese, Duncan, Fast, Gammons, Gardner, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, King, Knoll, Kopp, Lessenger, Lyman, Lyon, McAllister, McCartney, Macy, Manning of Winneshiek, Maynard, Miles, O'Brien, Parkinson, Paul, Peake, Russell, Scott, Seaman, Seeley, Sherrard, Stephenson, Taylor, Terry, Tiffin, Updegraff, Ur Waterman, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—72.

The nays were—None.

Absent or not voting:

Messrs. Bloom, Clayton, Doty, Elliott, Flick, Gay, Hoag, Johnson, Kauffman, Mallory, Manning of Carroll, Morse, Mueller, Nichol, O'Donnell, Parker, Perrin, Ratcliff, Rhode, Rickel, Seymour, Stone, Tremain, Tyson, Walker, Warnock, Wells, and Wright of Wayne—28.

So the bill passed and the title was agreed to.

Mr. Macy, from the Committee of Conference submitted the following report on Senate File No. 253.

Also Mr. Nichol submitted a minority report on Senate File No. 253.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the Committee of Conference on Senate File No. 253, a bill for an act relating to revenue.

A. T. McCARGAR, *First Asst. Secretary.*

REPORT OF COMMITTEE OF CONFERENCE.

Your third Committee of Conference on the disagreement between the two Houses on Senate File No. 253, beg leave to report that they have met, and after a full and frank conference, beg leave to report the following:

That after a full and free conference they have agreed to report the accompanying substitute.

W. LEWELLEN,
ADAM KIMBALL,
W. A. MAGINNIS,
On part of Senate.
E. B. HOAG,
FRED. O'DONNELL,
On part of House.

REPORT OF MINORITY OF COMMITTEE OF CONFERENCE.

The undersigned, of the Committee of Conference on the disagreement of the two Houses on Senate File No. 223, beg leave to report that he does not concur in the report of the majority of the Conference Committee, and recommends that the House adhere to its amendment to said bill.

NICHOL.

The House refused to concur in the report of the committee on Senate File No. 253.

Leave was granted to offer a resolution in reference to adjournment. The motion did not prevail.

The question recurring on the motion for the House to adhere to its original resolution, it was decided in the affirmative.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill without amendment:

House File No. 193, a bill for an act to repeal section 3849, chapter 2, title 24 of the Code, and to enact a substitute therefor, and to restore capital punishment.

A. T. McCARGAR, *First Assistant Secretary*.

JOINT RESOLUTION.

Mr. Bliedung offered the following joint resolution, relative to publication of school laws, which was adopted:

Be it resolved by the General Assembly of the State of Iowa, That the Superintendent of Public Instruction cause to be printed and bound in the usual manner, and distributed after adjournment of the General Assembly, a sufficient number of copies of the school laws of Iowa, not to exceed ten thousand, to furnish during the next two years one copy thereof to each school district and school officer in the State, not already supplied with a copy of the school laws.

Senate File No. 88, a bill for an act relating to lost instruments and proceedings thereon, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Ashby, Bliedung, Bloom, Bolton, Brown, Carson, Crooks, Curtiss, Deweese, Fast, Flick, Gammons, Gardner, Gleason, Gordon, Hadley, Hiatt, Higgins, Lyman, McAllister, McCartney, Mallory, Maynard, Miles, Nichol, O'Brien, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Seaman, Seeley, Stephenson, Terry, Updegraff, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—46.

The nays were:

Messrs. Allen, Calvin, Morse, Russell, and Seymour—5.

Absent or not voting:

Messrs. Alford, Baker, Barrett, Bowdish, Bradley, Chapman, Clayton,

Coomes, Doty, Duncan, Elliott, Gav, Gray, Hallock, Hamilton, Heron, Hoag, Holbrook, Hotchkiss, Israel, Jamison, Jaqua, Johnson, Kauffman King, Knoll, Kopp, Lessenger, Lyon, Macy, Manning of Carroll, Manning of Winneshiek, Mueller, O'Donnell, Rickel, Scott, Sherrard, Stone, Taylor, Tiffin, Tremain, Tyson, Ure, Walker, Warnock, Waterman, Wells, Wilson of Kossuth, and Wright of Wayne—49.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—The Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Senate File No. 83, a bill for an act to amend section 240, of chapter 10, title 3, of the Code.

Senate File No. 314, an act to create a commission to investigate the affairs of the Penitentiary at Fort Madison, Iowa, during the administration of S. H. Craig as warden, and to continue the investigation already commenced by the Joint Committee of the Seventeenth General Assembly, and to provide for the compensation of said commission.

Senate File No. 93, an act to amend chapter 123 of the laws of the Sixteenth General Assembly, relating to taxes in aid of railroads, which is entitled "an act to enable townships and incorporated towns and cities to aid in the construction of railroads."

Senate File No. 115, an act to amend section 6, of chapter 116, laws of the Sixteenth General Assembly, the same being "an act relating to cities organized and existing under special charters," conferring additional powers, and amending the charters of such cities; additional to Code, chapter 10, title 4, "of cities and incorporated towns."

Senate File No. 278, an act making certain appropriations in aid of the Asylum for Feeble-Minded Children.

ELWOOD MACY, *Chairman*.

Senate File No. 16, a bill for an act to protect judgment debtors, was taken up, and read a third time.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bills, in which the concurrence of the House is asked:

Substitute for Senate File No. 113, a bill for an act to provide for the appointment of a State Entomologist, and to define his duties.

Also, that the Senate has passed the following bill without amendment:

House File No. 174, a bill for an act to amend chapter 40, of the acts of the Sixteenth General Assembly relating to the Additional Penitentiary at Anamosa.

Also, that the Senate has passed the following Joint Resolution without amendment:

Joint Resolution relating to the publication of school laws.

A. T. McCARGAR, *First Assistant Secretary*.

Mr. Whaley moved to reconsider the vote postponing all bills in relation to Senate File No. 335.

The motion prevailed.

Senate File No. 335, a bill for an act to amend chapter 125, laws of the Seventeenth General Assembly, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Bliedung, Bloom, Bolton, Bowdish, Bradley, Brown, Calvin, Carson, Chapman, Clayton, Coomes, Crooks, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gleason, Gordon, Gray, Hadley, Hallock, Hamilton, Heron, Hiatt, Higgins, Hotchkiss, Israel, Jaqua, Johnson, King, Knoll, Kopp, Lyman, McAllister, McCartney, Macy, Mallory, Manning of Winneshiek, Maynard, Morse, Nichol, O'Brien, O'Donnell, Parker, Parkinson, Paul, Peake, Perrin, Ratcliff, Rhode, Rickel, Russell, Scott, Seaman, Seeley, Seymour, Sherrard, Stone, Taylor, Tiffin, Tremain, Updegraff, Ure, Walker, Whaley, Williams, Wilson of Kossuth, Wilson of Polk, Wood, Wright of Warren, Yoran, Young, and Mr. Speaker—80.

The nays were—None.

Absent or not voting:

Messrs. Baker, Barrett, Gardner, Gay, Hoag, Holbrook, Jamison, Kauffman, Lessenger, Lyon, Manning of Carroll, Miles, Mueller, Stephenson, Terry, Tyson, Warnock, Waterman, Wells, and Wright of Wayne—20.

So the bill passed and the title was agreed to.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 336, a bill for an act appropriating three hundred and fifty dollars to pay the chaplains of the Seventeenth General Assembly.

A. T. McCARGAR, *First Asst. Secretary*.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

House File No. 581, a bill for an act to amend section 4374 of the Code of 1873.

Substitute for Senate File No. 19, an act in relation to evidence in

criminal actions, amending sections 3636 and 442, and repealing section 4237 and part of section 4556, of the Code.

Senate File No. 213, an act to amend section 1428 of the Code, relating to insane expenses.

ELWOOD MACY, *Chairman*.

Mr. Hotchkiss moved to appoint a committee of two to inform the Senate that the House is ready to adjourn.

The motion prevailed.

The Speaker appointed as said committee, Messrs. Carson and Hotchkiss.

Senate File No. 336, a bill for an act in relation to pay of chaplains, was taken up and read a third time.

The question being, shall the bill pass?

The yeas were:

Messrs. Alford, Allen, Ashby, Barrett, Bliedung, Bloom, Bolton, Bowdish, Brown, Calvin, Carson, Clayton, Coomes, Curtiss, Deweese, Doty, Duncan, Elliott, Fast, Flick, Gammons, Gleason, Gordon, Hadley, Hamilton, Heron, Hiatt, Higgins, Hoag, Hotchkiss, Israel, Kauffman, King, Kopp, Lyman, McAllister, McCartney, Macy, Maynard, Miles, Morse, Nichol, Parker, Paul, Perrin, Ratcliff, Rhode, Scott, Seaman, Seymour, Sherrard, Stephenson, Stone, Tiffin, Tremain, Tyson, Updegraff, Ure, Waterman, Whaley, Williams, Wilson of Polk, Wood, Wright of Warren, Young, and Mr. Speaker—66.

The nays were:

Messrs. Knoll, and O'Brien—2.

Absent or not voting:

Messrs. Baker, Bradley, Chapman, Crooks, Gardner, Gay, Gray, Hallock, Holbrook, Jamison, Jaqua, Johnson, Lessenger, Lyon, Mallory, Manning of Carroll, Manning of Winneshiek, Mueller, O'Donnell, Parkinson, Peake, Rickel, Russell, Seeley, Taylor, Terry, Walker, Warnock, Wells, Wilson of Kossuth, Wright of Wayne, and Yoran—32.

So the bill passed and the title was agreed to.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day presented to the Governor for his approval Senate Files Nos. 334 and 316.

House File No. 581, a bill for an act to amend section 4374 of the Code of 1873.

Senate Files Nos. 53, 34, 22, 333, 285, 325, 271, 281, 329, 264, 328, 332, 63, 115, 314, 93, 328, 264, 329, and 33.

Also, find Senate File No. 136, an act making appropriations for the Iowa Hospital for the Insane at Mount Pleasant, correctly enrolled.

ELWOOD MACY, *Chairman*.

MESSAGE FROM THE SENATE.

The following message was received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following resolution, in which the concurrence of the House is asked:

Concurrent resolution for the appointment of a Joint Committee of five from each House as a Conference Committee on Revenue.

J. A. T. HULL, *Secretary*.

ENROLLED BILLS.

Mr. Macy, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled bills ask leave to report that they have examined the following bills, and find the same correctly enrolled:

Substitute for House File No. 296, a bill for an act making appropriations for the Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa.

Substitute for House File No. 193, a bill for an act to repeal section 3849, chapter 2, title 24, of the Code, and to enact a substitute therefor, and to restore capital punishment.

House File No. —, a bill for an act to amend chapter 40 of the acts of the Sixteenth General Assembly, relating to the Additional Penitentiary at Anamosa.

Senate File No. 336, a bill for an act to appropriate three hundred and fifty-five dollars to pay the chaplains of the Seventeenth General Assembly.

Senate File No. 335, an act to amend chapter 125 of the laws of the Seventeenth General Assembly, and to provide for the publication of an act entitled "The Military Code of Iowa.

Also, that they have this day presented to the Governor for his approval Senate Files Nos. 19, 136, 213, 278, 335, and 336.

Substitute for House File No. 296, a bill for an act making appropriations for the Soldiers' Orphans' Home and Home for Indigent Children, at Davenport, Iowa.

Substitute for House File No. 193, a bill for an act to repeal section 3894, chapter 2, title 24, of the Code, and to enact a substitute therefor, and to restore capital punishment.

ELWOOD MACY, *Chairman*.

On motion of Mr. Young, a committee of two was appointed to wait on the Governor and ask if he has any further business to bring before the House.

The Speaker appointed as such committee, Messrs. Young and Manning.

The House adjourned, *sine die*, at 12 o'clock, M.

W. V. LUCAS, *Chief Clerk*.

ERRATA.

Senate File No. 207, page 481, should be House File No. 207.
House File No. 278, page 211, is given as House File No. 273.
House File No. 41, page 275, should be Senate File No. 41.
House File No. 93, page 322, should be House File No. 269.
Senate File No. 253, page 358, should be Senate File No. 233.
House File No. 258, page 460, should be House File No. 253.
House File No. 252, page 469, should be Senate File No. 252.
House File No. 223, page 494, should be Senate File No. 223.
House File No. 30, page 498, should be House File No. 301.
Senate File No. 26, page 513, should be House File No. 26.
House File No. 500, page 539, should be House File No. 510.
House File No. 253, page 555, should be House File No. 353.
House File No. 575, page 579, should be House File No. 573.
House File No. 450, page 604, should read "Charles City," in lieu of
"Vinton."
Senate File No. 217, page 621, should be Senate File No. 271.
"Adam Kimball," page 623, should be "Aaron Kimball."
"J. W. Parker," page 623, should be "J. M. Parker."

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